

STATE BOARD OF ELECTIONS

STATE OF ILLINOIS

2329 S. MacArthur Blvd.
Springfield, Illinois 62704-4503
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 W. Randolph St., Ste. 14-100
Chicago, Illinois 60601-3232
312/814-6440
Fax: 312/814-6485



EXECUTIVE DIRECTOR
Steven S. Sandvoss

BOARD MEMBERS
Charles W. Scholz, Chairman
Ernest L. Gowen, Vice Chairman
William J. Cadigan
Andrew K. Carruthers
Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

AGENDA STATE BOARD OF ELECTIONS BOARD MEETING Friday, April 15, 2016 10:30 a.m.

James R. Thompson Center – Room 2-025
Chicago, Illinois
and via videoconference
2329 S. MacArthur Blvd.
Springfield, Illinois

Roll call.

1. Approval of the minutes from the March 14 meeting. (pgs.1-4)
2. Proclamation of results from the March 15, 2016 General Primary Election.
3. Report of the General Counsel
 - a. Campaign Disclosure;
Appeals of campaign disclosure fines – hearing officer recommendation appeals be granted
 - 1) *SBE v. Bremen Township Regular Democratic Organization*, 509, 15SQ099; (pgs.5-7)
 - 2) *SBE v. Republican Club of Evanston*, 19452, 16DQ037; (pgs.8-11)
 - 3) *SBE v. Friends for Senor*, 28438, 16AD012; (pgs.12-18)
 - 4) *SBE v. Citizens to Elect Judge Loftus*, 31655, 15AS042; (pgs.19-25)Appeals of campaign disclosure fines – hearing officer recommendation appeals be denied
 - 5) *SBE v. Petroleum Political Education Committee of IL*, 308, 15MA106; (pgs.26-30)
 - 6) *SBE v. Edwards County Republican Central Committee*, 1148, 15SQ013; (pgs.31-33)
 - 7) *SBE v. Northern IL Alliance of Fire Protection Districts PAC*, 10576, 16DQ017; (pgs.34-37)
 - 8) *SBE v. Nameoki Township Precinct Committeemen*, 14620, 16DQ024; (pgs.38-42)
 - 9) *SBE v. Citizens for David Webb*, 15753, 15AS024; (pgs.43-47)
 - 10) *SBE v. IVCA-PAC*, 17057, 15AS027; (pgs.48-51)
 - 11) *SBE v. Friends of Camille Y Lilly*, 22767, 15AD110; (pgs.52-54)
 - 12) *SBE v. Friends of Paul Mulcahy*, 24669, 15DQ093; (pgs.55-57)
 - 13) *SBE v. YES for District 112 Referendum*, 27270, 15AM096; (pgs.58-61)
 - 14) *SBE v. Friends of Charles “Chuck” Givines*, 27330, 15MQ202; (pgs.62-64)
 - 15) *SBE v. Friends of Bill Sullivan*, 31671, 15SQ161; (pgs.65-67)Complaint following public hearing
 - 16) *Johnson v. Kane County Conservative Coalition*, 15CD102; (pgs.68-88)Other campaign disclosure items
 - 17) Consideration of revised Settlement Offer Guidelines; (pgs.89-90)

- 18) Assessments/Board Orders; (pgs.91-95)
- 19) Payment of civil penalties – informational; (pgs.96-97)
- Complaints following closed preliminary hearing – separate packet
- 20) *Kaye & Cabay v. Liberty Principles PAC*, 16CD096 & 16CD098 – motion to reconsider; (pgs.1-45)
- 21) *Schenk v. Cowlin*, 16CD102; (pgs.46-51)
- Complaints following closed preliminary hearing – hearing officer recommendation complaints be upheld and proceed to a public hearing
- 22) *SBE v. We the People*, 16CD031; (pgs.52-54)
- 23) *SBE v. Friends of David Moore*, 16CD035; (pgs.55-57)
- 24) *SBE v. Friends of Casey Johnson*, 16CD039; (pgs.58-60)
- Complaint following closed preliminary hearing – hearing officer recommendation complaint be upheld but no further action required beyond the imposition of a civil penalty
- 25) *SBE v. Citizens for Mark Calonder*, 16CD068. (pgs.61-70)

- 4. Report of the Executive Director
 - a. March 15, 2016 General Primary Election update;
 - 1) Post election report; (pg.98)
 - 2) Late precinct reporting; (pgs.99-102)
 - 3) Election judge training schools – informational; (pgs.103-104)
 - b. Consideration of Rules of Procedure for Statewide Constitutional Amendments; (pgs.105-122)
 - c. Legislative update; (oral report)
 - d. Senate Bill 172 update; (pg.123)
 - e. Consideration of FY16/17 Board Meeting Schedule; (pg.124)
 - f. Two year plan of staff activity for the months of April & May – informational. (pgs.125-127)
- 5. Follow up. (pg.128)
- 6. Comments from the general public. (pg.128)
- 7. Next Board Meeting scheduled for Monday, May 16, 2016 at 10:30 a.m. in Springfield. (pg.128)
- 8. Executive Session. (pgs.129-141)

STATE BOARD OF ELECTIONS

Regular Meeting

Monday, March 14, 2016

MINUTES

PRESENT: Charles W. Scholz, Chairman
Ernest L. Gowen, Vice Chairman
William J. Cadigan, Member (Chicago)
Andrew K. Carruthers, Member
Betty J. Coffrin, Member (via conference call)
William M. McGuffage, Member (Chicago)
Casandra B. Watson, Member (via conference call)

ABSENT: John R. Keith, Member

ALSO PRESENT: Steven S. Sandvoss, Executive Director
James Tenuto, Assistant Executive Director
Kenneth R. Menzel, General Counsel
Darlene Gervase, Admin. Assistant III

The Chairman called the meeting to order at 10:30 a.m. and led everyone in the pledge of allegiance.

Seven Board Members were present via videoconference; three in Springfield; two in Chicago; and two via telephonic conference call. Member Keith was absent and Chairman Scholz held his proxy.

Chairman Scholz asked for a motion to adopt the minutes of the February 17th meeting. Member Carruthers so moved and Member Cadigan seconded the motion to adopt the minutes. The Motion passed unanimously via voice vote.

The Chairman asked Mr. Menzel to begin the report of the General Counsel. Mr. Menzel summarized the actions of 2.a.1 and noted the appearance of Sarah Gallagher for the Respondent, Riverdale 2015 Village Trustees. Ms. Gallagher presented affidavits of the trustees, who indicated they never received notices which was the basis of the Motion to Reconsider. Discussion ensued among the Board. Vice Chairman Gowen moved to have the case heard on the merits. Member McGuffage seconded the motion which passed unanimously by roll call vote. The matter of *SBE v. Riverdale 2015 Village Trustees*, 27293, 15MQ207 will be rescheduled with appropriate notice.

In the matter of *SBE v. Boone County Republican Central Committee*, 749, 15AJ003, the General Counsel noted the average fund balance of the committee. He recommended denying the settlement offer as it was 14% of the outstanding fines and a compliant offer would have to be at least 50% or \$875. Member Cadigan moved to accept the recommendation and Vice Chairman Gowen seconded the motion which passed 8-0.

Continuing with Item 2.a.3, *SBE v. Committee to Elect Karen Elyea*, 25371, 15JQ101, a 50% settlement offer was presented to the Board. Member Carruthers moved to adopt the settlement offer of \$450 and Vice Chairman Gowen seconded the motion. The motion passed unanimously.

The General Counsel next presented Item 2.a.4. *SBE v. DGEA Coalition 99*, 29525, 15MA122, an Appeal of a campaign disclosure fine that had been carried over from the February meeting so as to allow someone authorized by the committee to appear who could speak to the merits. No one appeared for the respondent. The hearing officer recommended the appeal be denied

and General Counsel Menzel concurred. Member Cadigan so moved and Vice Chairman Gowen seconded the motion which passed 8-0.

Appeals of campaign disclosure fines, wherein hearing officer recommendation appeals be denied were considered.

Attorney John Wolters was present in Springfield for 2.a.10, *SBE v. Central Illinois Building & Construction Trades Council PAC*, 31660, 15MA123. Mr. Menzel summarized the matter and concurred with the hearing officer that the appeal be denied. Vice Chairman Gowen so moved and Member Carruthers seconded the motion which passed unanimously by roll call vote.

A request for a continuance from Mr. Mulcahy, an attorney and the respondent in 2.a.8, *SBE v. Friends of Paul Mulcahy*, 24669, 15 DQ093 was received. He indicated that he has trials scheduled which conflict with the Board's March and April meeting dates. Mr. Menzel asked that the matter be continued to the May meeting for geographical consideration. The Board so approved.

As to items 2.a. 5) *SBE v. Friends of Mary E. Flowers*, 4261, 15MQ016; 6) *SBE v. Riverside Community Caucus*, 13163, 15MA108; 7) *SBE v. Hinsdale High School Teachers Association*, 17600, 15JQ159; and 9) *SBE v. Wagner for State Central Committee*, 25120, 15SQ109; the General Counsel concurred with the hearing officer that the Appeals be Denied. Member Carruthers so moved and Vice Chairman Gowen seconded the Motion. The motion passed unanimously by roll call vote.

Chairman Scholz asked for a motion to recess to Executive Session to consider matters following closed preliminary hearings. Member Carruthers so moved and Vice Chairman Gowen seconded the motion which passed unanimously by roll call vote. The Board recessed at 10:49 a.m.

The Board returned to open session at 2:34 p.m. Five Board Members were present via video conference; three in Springfield and two in Chicago; Member Watson left the meeting at 12:05 p.m., and Member McGuffage held her proxy. Member Coffrin left the meeting at 1:35 p.m., and Vice Chairman Gowen held her proxy. Member Keith was absent and Chairman Scholz held his proxy.

Vice Chairman Gowen reported on matters heard during Executive Session. They are as follows:

As to *Rita v. Oak Brook for Natalie Cappetta*, 15CD107. Vice Chairman Gowen moved that the Complaint was filed on justifiable grounds and the matter should proceed to public hearing. Member Cadigan seconded the motion. The Motion passed 8-0 by roll call vote.

As to *Seymour v. Citizens for John F. Sweeney*, 15CD111 Vice Chairman Gowen moved that the issues of gasoline expenditure and car repair be found to have been filed on justifiable grounds but no public hearing be set, and further moved that all future expenditures conform to mileage reimbursement guidelines. As to the cell phone expenditure, the complaint was not filed on justifiable grounds. Member McGuffage seconded the motion which passed 7-1 with Member Cadigan voting no.

As to 2.a.14, *McGinley v. Citizens for Michelle Moore*, 16CD092. Vice Chairman Gowen moved that the complaint was filed on justifiable grounds, but no public hearing be conducted. The Respondent was directed to amend its 4th quarter report to reflect the 6 items in the Hearing Officer's report. Vice Chairman Gowen moved and Member Carruthers seconded the Motion which passed 8-0 by roll call vote.

As to 2.a.15, *Gaines v. Senator Patricia Van Pelt*, 16CD090, 16CD100 & 16CD101. The Vice Chairman moved that justifiable grounds existed as to the allegation that the holiday mailer and the door hanger failed to include the required attribution of source, but that no public hearing be held. The Board makes no determination as to 9-25.1 as it is a criminal provision and outside the Board's jurisdiction. Member Carruthers seconded the motion. The motion passed unanimously by roll call vote.

As to 2.a.16, *Million v. Sam McCann for Senate*, 16CD095, Vice Chairman Gowen moved that the allegation that the committee improperly reported "group expenses" be found to have been filed on justifiable grounds and that the issue of mileage expenses was also found to have been filed on justifiable grounds. The Committee was given to the end of the day (March 14, 2016) to file amended reports itemizing the "grouped expenditures" or the matter would proceed to public hearing. As to the improper mileage reporting allegation, the complaint was filed on justifiable grounds and the matter proceed to public hearing. Member Carruthers seconded the motion which passed unanimously. The Motion passed 8-0 by roll call vote.

As to 2.a.17 *Kaye v. Liberty Principles PAC*, 16CD096 and 18, *Cabay v. Liberty Principles PAC*, 16CD098, Vice Chairman Gowen moved to hear the matters together and the complaint regarding attribution of source was found to have been filed on justifiable grounds but no public hearing is necessary. The Board found justifiable grounds as to collaboration between the independent expenditure committee and certain candidates featured in a campaign piece, but no public hearing was ordered. Staff was directed to consider rulemaking consistent with FEC regulations to address the collaboration issue. Member McGuffage seconded the Motion which passed 7-0-1. Member Coffrin abstained from the vote.

As to 2.a.19, *Ludington v. Board of Education North Shore District 112 & Bregy*, 16CD099 Vice Chairman Gowen moved that the complaint was not filed on justifiable ground and should be dismissed. Member McGuffage seconded the motion which passed 6-2 with Member Cadigan and Carruthers voting no.

As to Items 21 through 29, Vice Chairman Gowen moved to adopt the recommendations of the hearing officers and general counsel. Member Carruthers seconded the motion which passed 8-0 by roll call vote.

As to items 30 through 47 and 49 through 53, Vice Chairman Gowen moved to adopt the recommendations of the hearing officers and General Counsel. Member Carruthers seconded the motion which passed unanimously by roll call vote. As to 2.a.48) *SBE v. Citizens for Anthony L. McCaskill*, 16CD074 Vice Chairman Gowen moved to adopt the hearing officer and general counsels recommendation. Member Carruthers seconded the motion which passed 8-0 by roll call vote.

Mr. Menzel concluded his report with proposed amendments to Administrative Rules, Parts 201 and 202. The affected rules pertain to the filing of nomination petitions and the application of the ballot placement lottery. Also other housekeeping matters were addressed. He asked for the Board's permission to proceed with the process. Member McGuffage so moved and Member Cadigan seconded the Motion. The Motion passed unanimously by roll call vote.

Executive Director, Steve Sandvoss, began his report with a synopsis of preparations for the March 15, 2016 General Primary Election and summarized pre-testing of voting systems in five jurisdictions, including Chicago.

A report of Election Judge training schools was presented for informational purposes.

Mr. Sandvoss presented a draft of proposed Rules of Procedures for the Constitutional Amendment Petition Filing expected in early May. This matter will be considered at the April meeting.


Legislative update was short as the house is out until April 4th and there were no changes in any bills in the Senate.

Senate Bill 172 was discussed in general terms and nothing further was added to what was contained on page 82 of the Board Packet.

The two year plan of staff activity for the months of March & April were presented for informational purpose.

There being nothing further before the Board the meeting adjourned at 3:05 p.m.

Respectfully submitted,



Darlene Gervase, Admin. Asst. III



Steven S. Sandvoss, Executive Director

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v.

15 SQ 009

Bremen Township Regular Democratic Org
Respondent

ID# 509

REPORT OF HEARING OFFICER

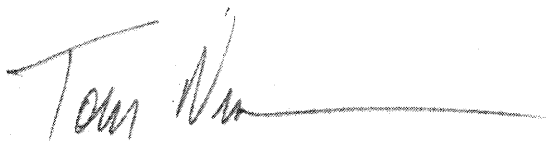
Appeal of Civil Penalty Assessment for Delinquent Filing of the
September 2015 Quarterly Report

The Report was received by the Board on 10/16/15, 1 day late, resulting in a civil penalty assessment of \$50. Additionally, the Committee was previously assessed a \$25 civil penalty (not appealed, stayed) for delinquent filing of the September 2013 Quarterly Report. The total assessment is \$75.

Maggie Crotty, the Chairman of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Ms. Crotty states that she typically files reports on the first day of the filing period. She says she filed the Report in question on October 1 and called the Board to make sure it had been received – and was told that it had, although she does not remember to whom she spoke. Ms. Crotty adds that she will be sure in the future to make sure reports are received on the first day of filing.

A review of the Committee's filing history verifies that Ms. Crotty has generally been very prompt with her filings. I am not sure what caused the Report in question to appear to have been filed electronically, when it actually had not. However, in order to be consistent with previous Board decisions where an electronic filing defense is raised, and since this Committee has not previously used such a defense, I recommend the appeal be granted. If this recommendation is accepted by the Board, the stay will be returned to the previous penalty. (As of 12/31/15, this Committee reported a funds available balance of \$155.87)



Tom Newman – Hearing Officer
April 1, 2016

State of Illinois)
County of: _____)

STATE BOARD OF ELECTIONS

BEFORE THE STATE BOARD OF ELECTIONS 2015 DEC -2 PM 1:53
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
vs.)
BREMEN TOWNSHIP REGULAR DEMOCRATIC ORG.)
Respondent(s).)

Case No. 1580009

APPEAL AFFIDAVIT

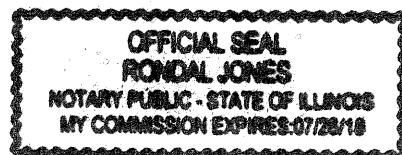
M. MAGGIE CROTTY, the CHAIRMAN of the
(Name) (Chairman/Treasurer)
BREMEN TOWNSHIP REGULAR DEMOCRATIC ORGANIZATION
(Name of the Committee)

Committee, first being duly sworn, deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

I was made aware that the report was not received (IDIS) by phone call. Andy from Board of Elections (Chgo) called to tell me I was late. I informed him that I sent the report (IDIS) then called to make sure it was received. The moment I sent it from my computer. Andy looked at my past reports and noticed that I ^{manually} send the report on the first day of filing. I couldn't remember the person who told me that the Chgo. Office had received my report on October 1, 2015. I was told to wait and fill out this appeal when I get the form in the mail. Thank You for allowing me to explain and I will always call to be sure the report is received the first day of filing.
Signed and Sworn to by: M. Maggie Crotty
Signature of Chairman/Treasurer

For me this 25 Day of Nov, 2015

Notary Public
(Signature)



STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

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Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

EXECUTIVE DIRECTOR

Steven S. Sandvoss

November 18, 2015

ID# 509

Bremen Township Regular Democratic Org
Ronald Szabo
PO Box 312
Oak Forest, IL 60452

7015 1730 0002 1035 6456

Dear Bremen Township Regular Democratic Org:

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	September Quarterly Report of Campaign Contribution and Expenditures
Report Period:	July 1, 2015 through September 30, 2015
Filing Period:	October 1, 2015 through October 15, 2015

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b) of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on 10/16/2015, 1 day(s) late. As such, this committee has been assessed a fine of \$50.00.

Enclosed, please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. *Notice of Appeal must be filed within 30 days of the date of this assessment notice. If you fail to file a Notice of Appeal by December 18, 2015 you forfeit the right to contest this assessment.*

Since this is a subsequent violation, if the above listed violation is not appealed, the previously assessed fine(s) for delinquent filing listed below must also be paid by the committee within 30 days of the issuance of the Final Board Order:

Reporting Period	Report Type	Previous Fine Amount
September 2013	Quarterly	\$25
TOTAL AMOUNT NOW DUE		\$75.00

If you do not appeal this assessment, you must pay your fine within 30 days of the Final Board Order. However, you may also elect to pay the fine at this time. You may mail or deliver payments to the State Board of Elections, Attn: Campaign Disclosure, 2329 S MacArthur Blvd., Springfield, IL 62704. You may also pay by MasterCard, Discover, or American Express, for an additional fee.

If you have any questions regarding the appeal process, please call Laura Marbold at 217-782-1543.

Sincerely,

Tom Newman, Director,
Campaign Disclosure Division

SS: lm

Enclosure(s): appeal packet

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v.

16 DQ 037

Republican Club of Evanston ID# 19452
Respondent

REPORT OF HEARING OFFICER

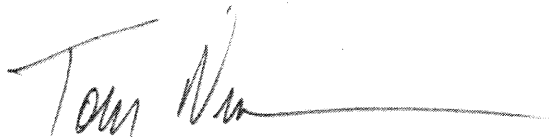
Appeal of Civil Penalty Assessment for Delinquent Filing of the
December 2015 Quarterly Report

The Report was received by the Board on February 1, 2016, 10 days late, resulting in a civil penalty assessment of \$500.

Marvin Juliar, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Juliar states that he attempted to file the Report electronically during the filing period, and thought he had received an "accepted" response. He says he later found out the Report had not actually been filed, and once he learned that, he successfully filed the Report.

In order to be consistent with previous Board decisions where an electronic filing defense is raised, and since this Committee has not previously used such a defense, I recommend the appeal be granted. (As of 12/31/15, this Committee reported a funds available balance of \$6,572.69)



Tom Newman – Hearing Officer
April 1, 2016

e of Illinois)
)
ity of:)

STATE BOARD OF ELECTIONS
2016 MAR 23 PM 1:42

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

THE MATTER OF;)
)
INOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
)
)
)
Respondent(s).)

Case No. 16D0037
#19452

APPEAL AFFIDAVIT

MARVIN JULTOR, the TREASURER of the
(Name) (Chairman/Treasurer)
Republican Club of EVANSTON
(Name of the Committee)

Committee, first being duly sworn, deposes and states that he/she represents that the said committee can offer a good
on or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

I attempted to file during the normal filing period and
thought the computer said "Accepted". Apparently it was
not correct. Upon notification that the report had not been
filed, I immediately filed again, this time successfully.

Marvin Jultor
Signature of Chairman/Treasurer

I and Sworn to by: [Signature]
me this 14 Day of MARCH, 2016
Public



To: State Board of Elections

Mr. Tom Newman, Director
Campaign Disclosure Division
2329 S. MacArthur Blvd.
Springfield, Illinois 62704

Mr. Newman.

The Republican Club of Evanston was late in filing the year- end report in January because of an error on my part. I thought I filed the report on time. I received a response that I thought was "accepted", but this was not so. I was later informed that the report had not been filed. I immediately went back to my computer and filed the report. This time it was accepted.

At this time all reports for the Republican Club of Evanston are properly filed. I hope that our small organization will not be fined for this error that has been corrected.

Thank you.

Sincerely,
Marvin Juliar
Treasurer

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

2329 S MacArthur Blvd., P.O. Box 4187
Springfield, Illinois 62708-4187
217/782-4141
Fax: 217/782-5959

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100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



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John R. Keith
William M. McGuffage
Casandra B. Watson

EXECUTIVE DIRECTOR
Steven S. Sandvoss
March 1, 2016

Republican Club of Evanston
Richard O'Dwyer
420 South Blvd
Evanston, IL 60202

ID# 19452

Dear Republican Club of Evanston:

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type: December Quarterly Report of Campaign Contributions and Expenditures
Report Period: October 1, 2015 through December 31, 2015
Filing Period: January 4, 2016 through January 15, 2016


Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b) of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on 2/1/2016, 10 days late. As such, this committee has been assessed a fine of \$500.00.

Enclosed, please find Section 125.425 *Civil Penalty Assessments* and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. **Notice of Appeal must be filed within 30 days of the date of this assessment notice. If you fail to file a Notice of Appeal by April 1, 2016 you forfeit the right to contest this assessment.**

Since this is a first time violation, the assessed civil penalty will be ***stayed***. Any subsequent violation of Article 9 of the Election Code or of a Board Order may result in the assessment of an additional civil penalty as provided in Section 125.425 of the Rules and Regulations. If that subsequent violation is one which results in the assessment of a civil penalty, that penalty, as well as the civil penalty previously stayed, shall become due and owing. **Therefore, you need not pay this assessed civil penalty unless another violation occurs.**

If you have questions regarding the appeal process, please call Laura Marbold at 217-782-1543.

Sincerely,


Tom Newman, Director
Campaign Disclosure Division

SS: lm

Enclosure(s): appeal packet

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v.

16 AD 012

Friends for Senor ID# 28438
Respondent

REPORT OF HEARING OFFICER

Appeal of Civil Penalty Assessment for Delinquent Filing of a Schedule A-1 Report

The Committee received a \$2,500 contribution on 10/5/15, and reported it on a Schedule A-1 received by the Board on 10/14/15, 1 day late, resulting in a civil penalty assessment of \$1,250.

James Boykin, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Boykin states that he made a mistake by showing the wrong date of receipt for the contribution on the Schedule A-1. He says a check for the contribution was actually received by the candidate on October 12 and deposited on October 14, at which time the A-1 was filed. Mr. Boykin includes a copy of the cancelled check and the Committee's bank statement as evidence.

Based on the evidence provided, it is clear the correct date of receipt for the \$2,500 contribution was 10/14/15, and the Schedule A-1 filed for the contribution was therefore timely. I recommend the appeal be granted. However, I also recommend the Committee be ordered to amend its December 2015 Quarterly Report to reflect the correct date of receipt, with the amendment to be filed within 30 days of the date of the Final Board Order in this matter. (As of 3/31/16, this Committee reported a funds available balance of \$5,342.65)



Tom Newman – Hearing Officer
April 1, 2016

e of Illinois

nty of: _____

STATE BOARD OF ELECTIONS

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

MAR 30 PM 2:16

THE MATTER OF;

INOIS STATE BOARD OF ELECTIONS,

Complainant

Friends For Senor

Respondent(s).

Case No. 16AD012

APPEAL AFFIDAVIT

James Boykin, the

(Name)

Treasurer

(Chairman/Treasurer)

of the

Friends For Senor

(Name of the Committee)

mittee, first being duly sworn, deposes and states that he/she represents that the said committee can offer a good
in or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

To James Boykin, Treasurer, Friends For Senor Committee made a mistake.
The October 5, 2015 date shown in the IDIS Receipt Section, for a Campaign
Contribution \$2500 from Rene A. Carmargo, of Lincolnwood, IL is
totally inaccurate. A review of my texts from Alderman Herman Senor
show I received a text from him at 7:14pm, October 12, 2015, stating
(See Attached sheet)

James Boy
Signature of Chairman/Treasurer

and Sworn to by:

me this 28th Day of Mar, 2014

Public



Additional Sheet — Appeal Affidavit

that he had received a \$2500 campaign contribution from Camargo in the mail on October 12, 2015. I advised Alderman Senor to deposit the check. On October 14, 2015, I completed a Schedule A-1 on IDIS for receipt of the \$2500 contribution. A review of pertinent documents surrounding this transaction shows the following:

Exhibit 1: Front of Camargo's \$2500 check show it was dated October 8, 2015.

Exhibit 2: Back of Camargo's \$2500 check show it was deposited to Citizens For Senor bank account on October 14, 2015.

Exhibit 3: Page 1, of Citizens For Senor October 2015 bank statement which shows the October 14, 2015 deposit of Camargo's \$2500 check.

RENE A CAMARGO 11-14
6648 N SAUGANASH
LINCOLNWOOD, IL 60712-3037

70-2544/719

2002

DEC 10/3/15

Pay to the order of CITIZENSHIP SENIOR \$ 2,500.00
TWO THOUSAND FIVE HUNDRED

Security Features
Verify on back



WINTRUST BANK
Chicago

DEPOSITION

[Handwritten signature]

⑆071925444⑆ ⑈3800707686⑈

2002

MP

ATM/CA

Exhibit 1

○ ENDORSE HERE

DO NOT WRITE, STAMP OR SIGN BELOW THIS LINE
RESERVED FOR FINANCIAL INSTITUTION USE *

The security features listed here are not listed, each of which is a security feature of the Series 1996 \$100 bill.

Security Features
MicroPrint™ Line
Color Shifting Ink
Security Thread
Security Seal
Watermark
Hologram
Embossed Features
Security Features of the Series 1996 \$100 bill are listed on the back of the bill.

Security Bank
271173452<
485987430
2015-10-14 16:57
0496214661

Exhibit 2



439 00004 01

ACCOUNT:

300014249

PAGE: 1

10/30/2015

DOCUMENTS:

2

HERMAN A SENOR
DBA CITIZENS FOR SENOR
2713 WELLINGTON DRIVE
SPRINGFIELD IL 62703

30

1

1

THANK YOU for being our VALUED CUSTOMER
We are grateful for the pleasure of serving you
and meeting your financial needs.
* * * Wishing you a lovely Thanksgiving * * *

SMALL BUSINESS CKG ACCOUNT 300014249

MINIMUM BALANCE	3,562.87	LAST STATEMENT 09/30/15	4,162.87
		1 CREDITS	2,500.00
		1 DEBITS	600.00
		THIS STATEMENT 10/30/15	6,062.87

DEPOSITS		
REF #	DATE	AMOUNT
	10/14	2,500.00

CHECKS		
CHECK #	DATE	AMOUNT
534	10/07	600.00

INTEREST

AVERAGE LEDGER BALANCE:	.00	INTEREST EARNED:	.00
INTEREST PAID THIS PERIOD:	.00	DAYS IN PERIOD:	
		ANNUAL PERCENTAGE YIELD EARNED:	.00%

DAILY BALANCE			
DATE	BALANCE	DATE	BALANCE
10/07	3,562.87	10/14	6,062.87

- END OF STATEMENT -

Exhibit 3

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

2329 S MacArthur Blvd.
Springfield, Illinois 62704
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Charles W. Scholz, Chairman
Ernest L. Gowen, Vice Chairman
William J. Carruthers
Andrew K. Cadigan
Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

EXECUTIVE DIRECTOR
Steven S. Sandvoss
March 1, 2016

Friends for Senor
James Boykin
3508 Crystal Spring Drive
Springfield, IL 62707

ID# 28438

Dear Friends for Senor:

7015 0640 0002 4567 2485

This committee has failed to timely report the following contributions of \$1000 or more (Schedule A-1) as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Amount of Contribution</u>	<u>Date Reported</u>	<u>Days Late</u>	<u>Fine Assessed</u>
Rene Camargo	10/5/2015	\$2500	10/14/2015	1	\$1250

As required by the Illinois Campaign Disclosure Act, as amended by Public Act 96-832, your committee is subject to a fine of \$1250.00 for the delinquent filings.

Under the Board's present policy, since this is the first delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$125.00, (10% of the above referenced fine amount) regardless of whether you choose to file an appeal. The reduced amount will be imposed and due with the issuance of a Final Board Order after the 30-day appeal period has expired. Since your committee has no other civil penalty assessments and only one delinquent Schedule A-1 amount is listed above, the penalty will be *stayed* as a first violation and would only become due and owing upon any subsequent delinquent filings by the committee. **Therefore, you need not pay this assessed civil penalty unless another violation occurs.**

Enclosed, please find Section 125.425 *Civil Penalty Assessments* and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. **Notice of Appeal must be filed within 30 days of the date of this assessment notice. If you fail to file a Notice of Appeal by April 1, 2016 you forfeit the right to contest this assessment.**

If you have any questions regarding the appeal procedure, please call Laura Marbold at 217-782-1543.

Sincerely,

Tom Newman, Director
Campaign Disclosure Division

SS: lm
Enclosures: appeal packet

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v.

15 AS 042

Citizens to Elect Judge Loftus ID# 31655
Respondent

REPORT OF HEARING OFFICER

Appeal of Civil Penalty Assessment for Delinquent Filing of a Schedule A-1 Report

The Committee received a \$9,000 contribution on 9/2/15 and reported it on a Schedule A-1 received by the Board on 9/14/15, 2 days late, resulting in a civil penalty assessment of \$4,500.

Kimberly Wyrwas, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Ms. Wyrwas states that the contribution in question was mistakenly reported using the date on the check rather than the date the Committee deposited the check. She includes as evidence a copy of the cancelled check dated 9/2/15 and a bank deposit record showing the \$9,000 contribution deposited on 9/11/15.

Based on the date of deposit shown in the Committee's evidence, the Schedule A-1 was timely filed. I recommend the appeal be granted. However, I also recommend the Committee be ordered to amend its September 2015 Quarterly Report to reflect the correct date of receipt, with the amendment to be filed within 30 days of the date of the Final Board Order in this matter. (As of 12/31/15, this Committee reported a funds available balance of \$55,340.10)



Tom Newman – Hearing Officer
April 1, 2016

of Illinois)
y of: Cook)

STATE BOARD OF ELECTIONS

BEFORE THE STATE BOARD OF ELECTIONS 2016 MAR 28 PM 1:44
OF THE STATE OF ILLINOIS

E MATTER OF;)
)
OIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
)
Citizens to Elect Judge)
Respondent(s). Loftus)

Case No. 15A5042

APPEAL AFFIDAVIT

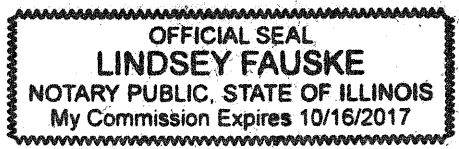
Kimberly Wyrwas, the treasurer of the
(Name) (Chairman/Treasurer)
Citizens to Elect Judge Loftus
(Name of the Committee)

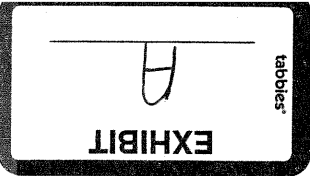
ntee, first being duly sworn, deposes and states that he/she represents that the said committee can offer a good
or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

The check in question from contributor J.S. + L Associates
(check no. 3474) in the amount of \$9,000 is dated September 2, 2015. See
Ex. A, copy of check no. 3474. The check was deposited in the campaign
account (***)5690 on September 11, 2015. See Ex. A, copy of Deposit slip. See Ex.
B. Account Summary, page 2. The AI which reported this contribution
was filed on September 14, 2015. Ex. C, AI. The AI was timely filed.

Kim Wyrwas
Signature of Chairman/Treasurer

nd Sworn to by: Lindsey Fauske
e this 23rd Day of March, 2016
blic





© 2012 J.S. & L. ASSOCIATES SAFETY PAPER

J. S. & L. ASSOCIATES
1127 W. STATE ST.
HASTINGS, MI 49058

74-286/724 3474

PAY TO THE ORDER OF Citibank for Elect Budget \$ 9000.00

DATE 9-2-15

Nine thousand dollars

Hastings City Bank
Hastings, Michigan 49058

MEMO Depositor D. J. Ingle

⑆072402869⑆ 010244130⑆ 3474

FIFTH THIRD BANK
The city's bank

Borrowing options for every need and budget.
Great rates. Flexible terms.

Visit 53.com for details

TRF#8 BC#2518 // REF#899241666
CK *****5690
9/11/2015 2:25:26 PM

\$9,000.00

This is your receipt.

Deposits may not be available for immediate withdrawal.
When making a deposit at a teller window, please obtain an official receipt.
Check and other items are subject to the provisions of the
Uniform Commercial Code or any applicable laws that supersede it.
Receipts subject to our full review and approval.
Thank you for choosing Fifth Third Bank.

Deposit only
Citizens to Elect
Judge Loftus

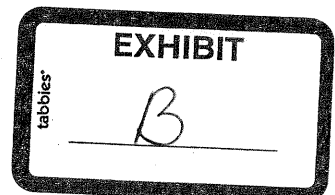
DO NOT WRITE IN THESE SPACES OR SIGN BELOW THIS LINE

**Deposits / Credits**

Date	Amount	Description
09/11	9,000.00	DEPOSIT

Daily Balance Summary

Date	Amount	Date	Amount	Date	Amount
------	--------	------	--------	------	--------



SCHEDULE A-1

REPORT OF CAMPAIGN CONTRIBUTIONS OF \$1000 or more

FILED

9/14/2015 1:06:45 PM

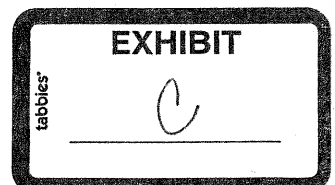
FOR OFFICE USE ONLY
IDENTIFICATION NO.

Candidate 31655

Citizens to Elect Judge Loftus
200 S. Wacker Drive, Suite 3300
Chicago, IL 60606

ITEMIZED RECEIPTS	RECEIPT TYPE	DATE RECEIVED	AMOUNT OF EACH RECEIPT
FULL NAME, MAILING ADDRESS, AND ZIP CODE			
	Individual Contribution		
J. S. & L Associates 1127 W. State Street Hastings, MI 49058		9/2/2015	\$9,000.00
	Individual Contribution		
Loftus, Anna 200 S. Wacker Dr., Suite 3300 Chicago, IL 60606		9/11/2015	\$10,000.00

Name and address of person submitting this report if other
than the committee's candidate or treasurer:



STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

2329 S MacArthur Blvd.
Springfield, Illinois 62704
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Charles W. Scholz, Chairman
Ernest L. Gowen, Vice Chairman
William J. Carruthers
Andrew K. Cadigan
Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

EXECUTIVE DIRECTOR

Steven S. Sandvoss

March 1, 2016

Citizens to Elect Judge Loftus
Kim Hull
200 S. Wacker Drive ste 3300
Chicago, IL 60606

ID# 31655

7015 0640 0002 4567 2317

Dear Citizens to Elect Judge Loftus:

This committee has failed to timely report the following contributions of \$1000 or more (Schedule A-1) as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Amount of Contribution</u>	<u>Date Reported</u>	<u>Days Late</u>	<u>Fine Assessed</u>
J.S. & L Associates	9/2/2015	\$9000	9/14/2015	2	\$4500


As required by the Illinois Campaign Disclosure Act, as amended by Public Act 96-832, your committee is subject to a fine of \$4500.00 for the delinquent filings.

Under the Board's present policy, since this is the first delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$450.00, (10% of the above referenced fine amount) regardless of whether you choose to file an appeal. The reduced amount will be imposed and due with the issuance of a Final Board Order after the 30-day appeal period has expired. Since your committee has no other civil penalty assessments and only one delinquent Schedule A-1 amount is listed above, the penalty will be *stayed* as a first violation and would only become due and owing upon any subsequent delinquent filings by the committee. **Therefore, you need not pay this assessed civil penalty unless another violation occurs.**

Enclosed, please find Section 125.425 *Civil Penalty Assessments* and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. **Notice of Appeal must be filed within 30 days of the date of this assessment notice. If you fail to file a Notice of Appeal by April 1, 2016 you forfeit the right to contest this assessment.**

If you have any questions regarding the appeal procedure, please call Laura Marbold at 217-782-1543.

Sincerely,


Tom Newman, Director
Campaign Disclosure Division

SS: lm

Enclosures: appeal packet

**STATE OF ILLINOIS
COUNTY OF SANGAMON**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections

Complainant

v.

15 MA 106

Petroleum Political Education Committee of IL ID# 308

Respondent

REPORT OF HEARING OFFICER

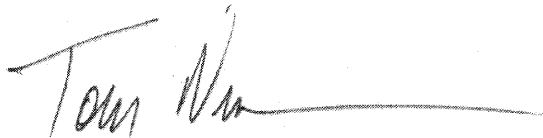
Appeal of Civil Penalty Assessment for Delinquent Filing of the
June 2015 Quarterly Report and Failure to File a Schedule A-1 Report

The Committee's June 2015 Quarterly Report was received by the Board on 10/15/15, 64 days late, resulting in a civil penalty assessment of \$5,000. Additionally, the Committee received a \$1,322.25 contribution on 8/26/15, and failed to report it on a Schedule A-1, resulting in a civil penalty assessment of \$661. The Committee was previously assessed a \$400 civil penalty (not appealed, paid) for delinquent filing of the March 2014 Quarterly Report and a \$150 civil penalty (not appealed, paid) for delinquent filing of the December 2012 Quarterly Report. The total assessment is \$5,661.

William J. Fleischli, Sr, the Chairman of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Fleischli refers to a letter from Committee Comptroller Brenda Fox, who says the late filings were an oversight on her part. She says caring for two elderly parents suffering from aging and injuries caused her to overlook the filings.

While I am sympathetic to the difficulties faced by Ms. Fox, her explanation unfortunately does not rise to the level of a defense for the late filings. I therefore recommend the appeal be denied. However, in regards to the late A-1 filing, since there is no indication the violation was anything other than inadvertent and unintentional, and since this is the first A-1 violation for this Committee, I recommend the penalty be reduced to 10% of the original assessment, or \$66. If these recommendations are accepted by the Board, a civil penalty of \$5,061 will be due and owing. (As of 12/31/15, this Committee reported a funds available balance of \$26,727.90)



Tom Newman – Hearing Officer

April 1, 2016

e of Illinois)
)
ny of: _____)

STATE BOARD OF ELECTIONS

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

2015 DEC 10 PM 1:47

THE MATTER OF;)
)
INOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
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Petroleum Political Education)
Respondent(s). Committee of IL)

Case No. 15MA106

APPEAL AFFIDAVIT

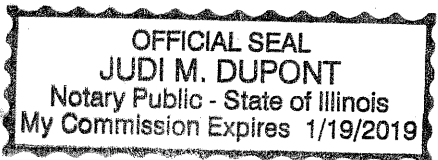
William J. Fleischli, Sr, the Chairman of the
(Name) (Chairman/Treasurer)
Petroelum Political Education Committee of Illinois
(Name of the Committee)

mittee, first being duly sworn, deposes and states that he/she represents that the said committee can offer a good
n or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

Please see attached letter

W. J. Fleischli, Sr.
Signature of Chairman/Treasurer

and Sworn to by: Judi M. Dupont
ne this 8th Day of December 2015
Public





Illinois Petroleum Marketers Association Illinois Association of Convenience Stores

WM. R. DEUTSCH BUILDING
112 WEST COOK STREET • SPRINGFIELD, ILLINOIS 62704
PHONE: 217/544-4609 • FAX: 217/789-0222

WILLIAM J. FLEISCHLI
EXECUTIVE VICE PRESIDENT

State Board of Elections
Attn: Campaign Disclosure
2329 S. MacArthur Blvd
Springfield, IL 62704

December 8, 2015

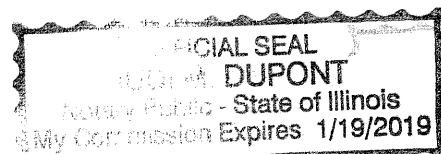
State Board of elections of the State of Illinois

When I went to file my 3rd quarter D2 report for State Board of Elections, I truly felt sick when I realized that I had not filed the 2nd quarter report that was due July 15, 2015. I checked my files, as I was sure I had reported as I always do. My defense is life outside of work. I have an aging Mother who is recovering from cancer and an aging Mother in law who fell and broke her leg in July which caused her to go to rehab and finally a nursing home. With 2 parents in their early 80's suffering from aging alone and extra issues, my care and need to be with them has caused me to not fulfill an obligation at my job that I know needs to be done. In checking the report, we only received the interest income as income for the quarter and issued \$12,500.00 in disbursements which is not a huge amount of activity. I would ask that the fine be removed or reduced since it is clearly an oversight. If you check my history, I think you will find that my reports have been timely. Should you have any questions, please do not hesitate to contact Bill Fleischli or myself.

Respectfully,

Brenda Fox
Comptroller
Illinois Petroleum Marketers Association

William J. Fleischli, Sr
Executive Vice President
Chairman PPECI



Judith M. Dupont
12-8-15

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

2329 S MacArthur Blvd
Springfield, Illinois 62704
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



EXECUTIVE DIRECTOR
Steven S. Sandvoss
November 18, 2015

BOARD MEMBERS
Charles W. Scholz, Chairman
Ernest L. Gowen, Vice Chairman
William J. Cadigan
Andrew K. Carruthers
Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

Petroleum Political Education Comm of IL (PET PEC) ID# 308

Gerald Huot, William Fleischli Sr., Brenda Fox

112 W Cook St, PO Box 12020

Springfield, IL 62704-2512

7015 1730 0002 1035 1406

Dear Petroleum Political Education Comm of IL (PET PEC):

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	June 2015 Quarterly Report of Campaign Contributions and Expenditures
Report Period:	April 1, 2015 through June 30, 2015
Filing Period:	July 1, 2015 through July 15, 2015

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b) of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on October 15, 2015, 64 day(s) late. As such, this committee has been assessed a fine of \$5000.00.

In addition, this committee failed to timely file the Schedule A-1's, Report of Campaign contributions of \$1000 or more as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Amount of Contribution</u>	<u>Date A-1 Received</u>	<u>Days Late</u>	<u>Fine Assessed</u>
M-PACT	8/26/2015	\$1322.25	10/15/2015	29	\$661

The committee is fined a **total** of \$661.00 for delinquent filing Schedule A-1 reports as required by the Illinois Campaign Disclosure Act. This total **does not** reflect any previously assessed fines.

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(c) of the Election Code, the Board may impose fines for violations not to exceed 50% of the total amount of the contribution(s) that were untimely reported.

Since this is the first delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$61.00, (10% of the total fine amount reflected above) regardless of whether you choose to file an appeal under the Board's present policy. The reduced amount will be imposed and due with the issuance of a Final Board Order after the 30-day appeal period has expired. This amount must be paid, including any previously assessed fines, within 30 days of the issuance of the Order.

If the above listed violation is not appealed, and since this is a subsequent violation, the previously stayed fine(s) for delinquent filing is now also required to be paid by the committee within 30 days of the issuance of the Final Board Order:

The total for all assessments in this letter is \$5061.00.

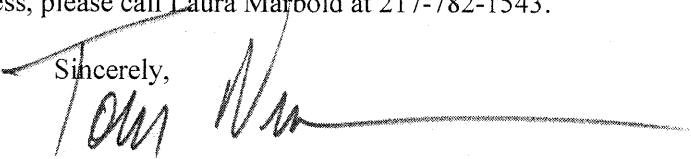
Enclosed, please find Section 125.425 *Civil Penalty Assessments* and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. **Notice of Appeal must be filed by December 18, 2015. If you fail to file a Notice of Appeal within this 30 day period, you forfeit the right to contest this assessment.**

If the above listed violation is not appealed, it is now also required to be paid by the committee within 30 days of the issuance of the Final Board Order:

If you do not appeal this assessment, you must pay your fine within 30 days of the Final Board Order. However, you may also elect to pay the fine at this time. You may mail or deliver payments to the State Board of Elections, Attn: Campaign Disclosure, 2329 S MacArthur Blvd, Springfield, IL 62704.

If you have any questions regarding the appeal process, please call Laura Marbold at 217-782-1543.

Sincerely,


Tom Newman, Director
Campaign Disclosure Division

SS: lm

Enclosure(s): appeal packet

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections
Complainant

v.

15 SQ 013

Edwards County Republican Central Cmte
Cmte ID: 1148
Respondent

REPORT OF HEARING OFFICER

Appeal of Civil Penalty Assessment

For Delinquently Filing the September 2015 Report and for Violating a Board Order

The Report was received September 16th, 2015, 1 day late. The assessment is \$75. The Committee was previously fined \$100 (not appealed, unpaid) for delinquently filing the September 2009 Quarterly Report, \$1000 (not appealed, unpaid) for delinquently filing the June 2010 Semi-annual Report, \$975 (appeal denied, unpaid) for delinquently filing the December 2011 Semi-annual Report, \$975 (not appealed, unpaid) for delinquently filing the June 2012 Quarterly Report, and \$450 (not appealed, unpaid) for delinquently filing the June 2013 Quarterly Report. Additionally, the Committee has violated a Board Order, dated October 14th, 2015, with respect to non-filing of the September and December 2014 Quarterly Reports, for which the fine is \$5,000. The total assessment is \$8,575.

Brian Shinkle, who identified himself as Chairman of the Committee, filed an Appeal Affidavit this matter. He stated the delinquent Reports and Reports not filed were inadvertent oversights on the part of the Committee and stated the Committee has instituted steps to avoid such errors in the future. Mr. Shinkle has not been identified as a Committee officer through the filing of an amended D-1 Statement of Organization, and Board staff have requested the Committee clarify the identities of its current officers.

Attorney John Forgarty testified at a hearing held at the Board's Springfield office on Wednesday, January 27th, 2016, at 10a.m. He said the Committee's extremely limited activity over the course of the violations led to a lack of attentiveness on the part of the Committee but noted the inadvertent nature of the delinquent and missed filings. Mr. Forgarty testified the Committee has tried, without success, to file Reports electronically. Subsequent to the hearing, Mr. Forgarty formally withdrew as counsel in this matter, citing the Committee's lack of response to multiple efforts on his part to communicate with the Committee.

I recommend the appeal be denied for lack of an adequate defense. There is no statutory basis for relief in this matter. Board staff are available to assist the Committee in filing the Reports in a timely manner. If the Board accepts this recommendation, a total of \$8,575 would be due and owing. As of December 31st, 2015, the Committee's reported balance was \$232.19.



John Levin – Hearing Officer
April 1st, 2016

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

2329 S MacArthur Blvd.
Springfield, Illinois 62704
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Charles W. Scholz, Chairman
Ernest L. Gowen, Vice Chairman
William J. Cadigan
Andrew K. Carruthers
Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

EXECUTIVE DIRECTOR
Steven S. Sandvoss
November 18, 2015

Edwards County Republican Central Committee ID# 1148
Jeffrey Bradham
108 N Main, PO Box 84
West Salem, IL 62476

Dear Edwards County Republican Central Committee:

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	September Quarterly Report of Campaign Contribution and Expenditures
Report Period:	July 1, 2015 through September 30, 2015
Filing Period:	October 1, 2015 through October 15, 2015

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b) of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on 10/16/2015, 1 day(s) late. As such, this committee has been assessed a fine of \$75.00.

Enclosed, please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. ***Notice of Appeal must be filed within 30 days of the date of this assessment notice. If you fail to file a Notice of Appeal by December 18, 2015 you forfeit the right to contest this assessment.***

Since this is a subsequent violation, if the above listed violation is not appealed, the previously assessed fine(s) for delinquent filing listed below must also be paid by the committee within 30 days of the issuance of the Final Board Order:

Reporting Period	Report Type	Previous Fine Amount
June 2010	Semi Annual	\$1000
December 2011	Semi Annual	\$975
June 2012	Quarterly	\$975
June 2013	Quarterly	\$450
2015	Violation of Board Order	\$5000
TOTAL AMOUNT NOW DUE		\$8475.00

If you do not appeal this assessment, you must pay your fine within 30 days of the Final Board Order. However, you may also elect to pay the fine at this time. You may mail or deliver payments to the State Board of Elections, Attn: Campaign Disclosure, 2329 S MacArthur Blvd., Springfield, IL 62704. You may also pay by MasterCard, Discover, or American Express, for an additional fee.

If you have any questions regarding the appeal process, please call Laura Marbold at 217-782-1543.

Sincerely,

A handwritten signature in black ink, appearing to read "Tom Newman", followed by a horizontal line.

Tom Newman, Director,
Campaign Disclosure Division

SS: lm

Enclosure(s): appeal packet

**STATE OF ILLINOIS
COUNTY OF SANGAMON**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections

Complainant

v.

16 DQ 017

Northern IL Alliance of Fire Protection Dist PAC

Cmte ID: 10576

Respondent

REPORT OF HEARING OFFICER

Appeal of Civil Penalty Assessment

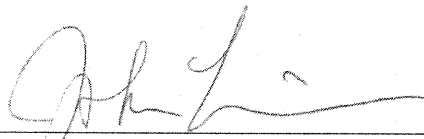
For Delinquently Filing the December 2015 Quarterly Report

The Report was received on January 24th, 2016, 4 days late, resulting in an assessment of \$800. The Committee has previously been assessed \$50 (not appealed, paid) for delinquently filing the March 2012 Quarterly Report, \$100 (not appealed, paid) for delinquently filing the December 2012 Quarterly Report, \$400 (not appealed, paid) for delinquently filing the June 2013 Quarterly Report, \$68 (not appealed, paid) for failing to file a required Schedule A-1 during the 4th quarter of 2013, and \$68 (not appealed, paid) for failing to file a required Schedule A-1 during the 4th quarter of 2014.

Kathleen Haage, the Treasurer of the Committee, filed a Waiver of Appearance and an Appeal Affidavit in this matter.

In the Affidavit, Ms. Haage requested a reduction in the fine, stating that she is the sole person responsible for maintaining the organization's records and filing Reports and was distracted during the filing period in question as a caregiver for her elderly and ill mother.

I sympathize with Ms. Haage. However, there is no statutory basis for relief in this matter. Accordingly, I recommend the appeal be denied for lack of an adequate defense. If the Board accepts this recommendation, a total of \$800 would be due and owing. The Committee's reported cash balance as of December 31st, 2015, was \$10,122.57.



John Levin – Hearing Officer
March 23rd, 2016

e of Illinois)
)
nty of : _____)

STATE BOARD OF ELECTIONS

BEFORE THE STATE BOARD OF ELECTIONS 2016 MAR 23 PM 1:31
OF THE STATE OF ILLINOIS

THE MATTER OF;)
)
INOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
)

Case No. 16DQ017

Northern IL Alliance of
Respondent(s)
Fire Protection Dist PAC

APPEAL AFFIDAVIT

Kathleen Haage, the Treasurer of the
(Name) (Chairman/Treasurer)
Northern IL Alliance of Fire Protection Dist PAC
(Name of the Committee)

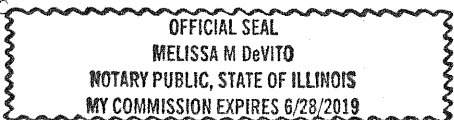
mittee, first being duly sworn, deposes and states that he/she represents that the said committee can offer a good
n or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

see Attached

Kathleen J Haage
Signature of Chairman/Treasurer

and Sworn to by:
Melissa M DeVito

me this 16 Day of MARCH, 2016

Public


Northern IL Alliance of Fire Protection Districts PAC Fund

We are requesting a reduction in fine for the late filing of the December Quarterly Report of Campaign Contribution and Expenditures for October 1 to December 31, 2015. The reason this report was late follows: We are a one person part time organization. During the filing period I was caregiver for my 86 year old Mother who is suffering from anemia and chronic kidney diseases.

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

2329 S MacArthur Blvd.
Springfield, Illinois 62704
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Charles W. Scholz, Chairman
Ernest L. Gowen, Vice Chairman
William J. Cadigan
Andrew K. Carruthers
Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

EXECUTIVE DIRECTOR

Steven S. Sandvoss

March 1, 2016

Northern IL Alliance of Fire Protection District ID# 10576
PO Box 5819
Buffalo Grove, IL 60089

7015 0640 0002 4567 1617

Dear Northern IL Alliance of Fire Protection District:

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	December Quarterly Report of Campaign Contribution and Expenditures
Report Period:	October 1, 2015 through December 31, 2015
Filing Period:	January 4, 2016 through January 15, 2016

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b) of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on 1/24/2016, 4 day(s) late. As such, this committee has been assessed a fine of \$800.00.

Enclosed, please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. *Notice of Appeal must be filed within 30 days of the date of this assessment notice. If you fail to file a Notice of Appeal by April 1, 2016 you forfeit the right to contest this assessment.*

If you do not appeal this assessment, you must pay your fine within 30 days of the Final Board Order. However, you may also elect to pay the fine at this time. You may mail or deliver payments to the State Board of Elections, Attn: Campaign Disclosure, 2329 S MacArthur Blvd., Springfield, IL 62704. You may also pay by MasterCard, Discover, or American Express, for an additional fee.

If you have any questions regarding the appeal process, please call Laura Marbold at 217-782-1543.

Sincerely,

A handwritten signature in dark ink, appearing to read "Tom Newman", is written over a horizontal line.

Tom Newman, Director,
Campaign Disclosure Division

SS: lm
Enclosure(s): appeal packet

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

16 DQ 024

Nameoki Twp Precinct Committeemen

Cmte ID: 14620

Respondent

REPORT OF HEARING OFFICER

Appeal of Civil Penalty Assessment

For Delinquently Filing the December 2015 Quarterly Report

The Report was received on February 5th, 2016, 14 days late, resulting in an assessment of \$700. The Committee was previously fined \$50 (not appealed, stayed) for delinquently filing the September 2015 Quarterly Report.

William Arnold, the Treasurer of the Committee, filed a Waiver of Appearance and an Appeal Affidavit in this matter.

In the Affidavit, Mr. Arnold stated he was elected to the Treasurer's post in December 2015 and was not properly trained in campaign disclosure filing requirements. He apologized for the delinquency and promised to file future Reports in a timely manner.

I appreciate Mr. Arnold's honesty but recommend the appeal be denied for lack of an adequate defense. The Committee has an ongoing responsibility to bring new officers up to speed with filing requirements when transitions occur in leadership positions. While I have no reason to challenge the timeline offered in Mr. Arnold's affidavit, it should also be noted he was identified as the new Committee Treasurer in an amended D-1 Statement of Organization filed with the Board on September 17th, 2015. If the Board accepts this recommendation, the stay on the fine levied for the late September 2015 Quarterly Report would be lifted, and a total of \$750 would be due and owing. The Committee's reported cash balance as of December 31st, 2015, was \$2,838.36.



John Levin – Hearing Officer

March 23rd, 2016

STATE BOARD OF ELECTIONS

2016 MAR 14 PM 3:16

State of Illinois)
County of Madison)

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;

ILLINOIS STATE BOARD OF ELECTIONS,
Complainant

Vs.
Nameoki Twp Precinct Comm. Homan
Respondent(s).

Case No. 116 DO 024

ID# 14620

WAIVER OF APPEARANCE

I, William D. Arnold, the Treasurer of the
(Name) (Chairman/Treasurer)

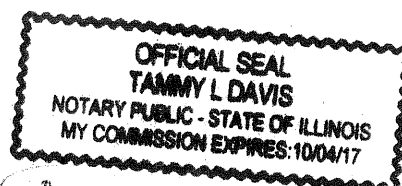
Nameoki Twp Precinct Committee
(Name of Committee)

Committee, appeals on behalf of the said committee the assessment of civil penalty proposed in this matter and submits in support of that appeal the accompanying affidavit. The said committee waives personal appearance before the State Board of Elections for hearing on this appeal and agrees that the State Board of Elections may enter its order with respect to this appeal in the absence of a representative of the committee.

William D. Arnold TREASURER
(Signature of Chairman/Treasurer)

Randall F. Viessman (Chairman)

OVER



Tammy Davis

3-7-16

Illinois State of Elections
or

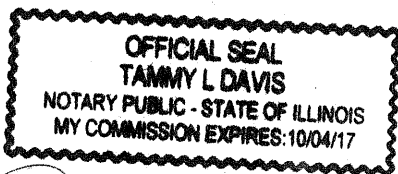
Tom Newman :

16DQ024

My name is William Arnold. I am the
Newly elected Treasurer for Nameoki
Township Precinct Committeeman. I was
elected in December of 2015. Al Shueler
was our old treasurer, but he gave up
the position when he moved to Hamel
Illinois. Because of his absence, I was
not trained very well on how to do
the Quarterly Financial Reports. Until
now, I have learned how to do the
reports & where to send them to.
Please forgive our untrained misgivings
& not fine us \$ 750⁰⁰. I will send the
reports on time, from now on. Our

Committeemen have worked hard
to raise the money to supply food
for the Poll Workers & we cannot afford
to lose the \$750 so close to the
elections.

We Apologize & Thank You,



Tammy Davis

Treasurer William Price
Randall P. Viessman (Chairman)

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

2329 S MacArthur Blvd.
Springfield, Illinois 62704
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Charles W. Scholz, Chairman
Ernest L. Gowen, Vice Chairman
William J. Cadigan
Andrew K. Carruthers
Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

EXECUTIVE DIRECTOR

Steven S. Sandvoss

March 1, 2016

ID# 14620

Nameoki Twp Precinct Committeemen
Randy Viessman
4550 State Rte 162
Pontoon Beach, IL 62040

7015 0640 0002 4567 1655

Dear Nameoki Twp Precinct Committeemen:

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	December Quarterly Report of Campaign Contribution and Expenditures
Report Period:	October 1, 2015 through December 31, 2015
Filing Period:	January 4, 2016 through January 15, 2016

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b) of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on 2/5/2016, 14 day(s) late. As such, this committee has been assessed a fine of \$700.00.

Enclosed, please find Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. ***Notice of Appeal must be filed within 30 days of the date of this assessment notice. If you fail to file a Notice of Appeal by April 1, 2016 you forfeit the right to contest this assessment.***

Since this is a subsequent violation, if the above listed violation is not appealed, the previously assessed fine(s) for delinquent filing listed below must also be paid by the committee within 30 days of the issuance of the Final Board Order:

Reporting Period	Report Type	Previous Fine Amount
2015 September	Quarterly	\$50.00
TOTAL AMOUNT NOW DUE		\$750.00

If you do not appeal this assessment, you must pay your fine within 30 days of the Final Board Order. However, you may also elect to pay the fine at this time. You may mail or deliver payments to the State Board of Elections, Attn: Campaign Disclosure, 2329 S MacArthur Blvd., Springfield, IL 62704. You may also pay by MasterCard, Discover, or American Express, for an additional fee.

If you have any questions regarding the appeal process, please call Laura Marbold at 217-782-1543.

Sincerely,

Tom Newman, Director,
Campaign Disclosure Division

SS: lm

Enclosure(s): appeal packet

**STATE OF ILLINOIS
COUNTY OF SANGAMON**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections

Complainant

v.

15 AS 024

Citizens for David Webb ID# 15753

Respondent

REPORT OF HEARING OFFICER

Appeal of Civil Penalty Assessment for Failure to File Schedule A-1 Reports

The Committee received the following eight contributions: \$2,000 on 7/21/15, \$1,500 on 7/21/15, \$1,500 on 7/21/15, \$1,500 on 7/30/15, \$1,200 on 7/30/15, \$1,500 on 8/4/15, \$1,500 on 8/4/15, and \$2,000 on 8/6/15, and failed to report any of these on a Schedule A-1, resulting in a civil penalty assessment of \$6,350. Additionally, the Committee was previously assessed an \$850 civil penalty (not appealed, unpaid) on 5/20/15 for two contribution limit violations, a \$2,800 civil penalty (not appealed, unpaid) for four Schedule A-1 violations in the 2nd quarter of 2014, a \$4,800 civil penalty (not appealed, paid) for delinquent filing of 8 Schedule A-1 Reports in the 3rd quarter of 2013, a \$1,375 civil penalty (not appealed, paid) for 4 A-1 violations in the 2nd quarter of 2011, and a \$100 civil penalty (not appealed, paid) for 2 A-1 violations in the 1st quarter of 2011. The total assessment is \$12,500.

Dana Cushingberry, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Ms. Cushingberry states that she is temporarily filing reports for the Committee and she inadvertently omitted the final step in electronically submitting the report. She says she was not aware of her mistake until after the due date, and calls it an "honest mistake."

Although omitting the final step in filing might explain the late filing of a Quarterly Report, it is not applicable in this instance. The 8 missed A-1s at issue were for contributions received over a period of several weeks, and all resulting A-1s would already have been late by the time the 3rd quarter report for 2015 was due. I therefore recommend the appeal be denied for lack of an adequate defense. As these violations represent the fifth set of A-1 violations for the Committee, as per the Board's policy I recommend the penalty remain at 100% of the original assessment, or \$6,350. If these recommendations are accepted by the Board, the current assessment would be added to the other unpaid penalties, and the total assessment of \$12,500 will be due and owing. (As of 12/31/15, this Committee reported a funds available balance of \$157,346.81)



Tom Newman – Hearing Officer
April 1, 2016

of Illinois)
City of: COOK)

STATE BOARD OF ELECTIONS

BEFORE THE STATE BOARD OF ELECTIONS 2016 MAR 10 PM 1:47
OF THE STATE OF ILLINOIS

THE MATTER OF;)
)
NOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
)
Citizens for David Webb)
Respondent(s).)

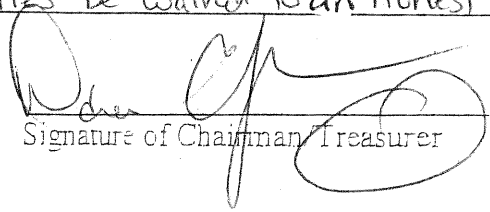
Case No. 15A5024

APPEAL AFFIDAVIT

Dana Cushingberry, the Treasurer of the
(Name) (Chairman/Treasurer)
Citizens for David Webb
(Name of the Committee)

Committee, first being duly sworn, deposes and states that he/she represents that the said committee can offer a good
and defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

Please accept this appeal request regarding the late filings for the enclosed
contribution checks' list. I am temporarily filing Mayor Webb's quarterly reports
and inadvertently omitted the final step in electronically submitting the
report. I was not aware of my oversight until after the due date. I have
filed the report. I am requesting the penalties be waived to an honest mistake.


Signature of Chairman/Treasurer

and Sworn to by: _____
on this _____ Day of _____, 20____
Public

Citizens for David Webb

16530 Marshfield Avenue, Markham, IL 60428

January 2, 2016

Mr. Tom Newman
Director of Campaign Disclosure
State Board of Elections
State of Illinois
2329 South MacArthur
Springfield, IL 62704

Dear Mr. Newman:

Please accept this appeal letter regarding the late filing for Citizens for David Webb's (Committee ID: 15753) Quarterly Report of Campaign Contributions and Expenditures for July 1 – September 30, 2015.

Currently, I am temporarily filing Mayor Webb's quarterly reports. This process is new to me and I inadvertently omitted the final step in electronically submitting the report. Unfortunately, I was not aware of my oversight until after the due date. I have filed the report, as well as filed the other reports and completed all the steps.

I am requesting that the penalty be waived due to an honest mistake.

Thank you in advance for your consideration.

Sincerely,



Dana Cushingberry
Acting Secretary, Citizens for David Webb

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

2329 S MacArthur Blvd.
Springfield, Illinois 62704
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Charles W. Scholz, Chairman
Ernest L. Gowen, Vice Chairman
William J. Cadigan
Andrew K. Carruthers
Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

EXECUTIVE DIRECTOR
Steven S. Sandvoss
March 1, 2016

Citizens for David Webb
Dana Cushingberry
16530 Marshfield
Markham, IL 60428

ID# 15753

7015 0640 0002 4567 2447

Dear Citizens for David Webb:

This committee has failed to timely report the following contributions of \$1000 or more (Schedule A-1) as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Amount of Contribution</u>	<u>Date Reported</u>	<u>Days Late</u>	<u>Fine Assessed</u>
Alsteda Cartage & Construction	8/4/2015	\$1500	11/17/2015	67	\$750 -
Brackenbox Inc	8/6/2015	\$2000	11/17/2015	65	\$1000 -
Daley's Medical Transportation	7/30/2015	\$1200	11/17/2015	70	\$600 -
South Suburban Enterprises, LLC	8/4/2015	\$1500	11/17/2015	67	\$750 -
Stat Towing, Inc	7/21/2015 -	\$1500	11/17/2015	77	\$750 -
Suburban Towing, Inc	7/21/2015 -	\$1500	11/17/2015	77	\$750 -
Tower Contracting Inc	7/30/2015 -	\$1500	11/17/2015	70	\$750 -
Vantagepoint Engineering, LLC	7/21/2015 -	\$2000	11/17/2015	77	\$1000 -

As required by the Illinois Campaign Disclosure Act, as amended by Public Act 96-832, your committee is subject to a fine of \$6350.00 for the delinquent filing. This total *does not* reflect any previously assessed fines.

Under the Board's present policy, since this is the fifth delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$6350.00, (100% of the above referenced fine amount) regardless of whether you choose to file an appeal. The reduced amount will be imposed and due with the issuance of a Final Board Order after the 30-day appeal period has expired. This amount must be paid, including any previously assessed fines, within 30 days of the issuance of the Order.

Enclosed, please find Section 125.425 *Civil Penalty Assessments* and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. **Notice of Appeal must be filed within 30 days of the date of this assessment notice. If you fail to file a Notice of Appeal by April 1, 2016 you forfeit the right to contest this assessment.**

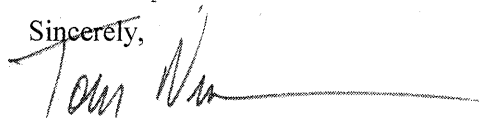
Since this is a subsequent violation, if the above listed violation is not appealed, the previously stayed fine(s) for delinquent filing listed below must also be paid by the committee within 30 days of the issuance of the Final Board Order:

<u>Reporting Period</u>	<u>Report Type</u>	<u>Previous Fine Amount</u>
2014 June	A1	\$750
2014 June	A1	\$500
2014 June	A1	\$800
2014 June	A1	\$750
<i>TOTAL AMOUNT NOW DUE</i>		\$9150

If you do not appeal this assessment, you must pay your fine within 30 days of the Final Board Order. However, you may also elect to pay the fine at this time. You may mail or deliver payments to the State Board of Elections, Attn: Campaign Disclosure, 2329 S MacArthur Blvd., Springfield, IL 62704. You may also pay by Mastercard, Discover or American Express, for an additional fee.

If you have any questions regarding the appeal procedure, please call Laura Marbold at 217-782-1543.

Sincerely,



Tom Newman, Director
Campaign Disclosure Division

SS: lm

Enclosures: appeal packet

**STATE OF ILLINOIS
COUNTY OF SANGAMON**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections

Complainant

v.

15 AS 027

IVCA - PAC

Cmte ID: 17057

Respondent

REPORT OF HEARING OFFICER

Appeal of Civil Penalty Assessment
For Delinquently Filing a Schedule A-1 Report

The A-1 with respect to a \$10,000 donation from Thomas Bravo LLC, dated August 21st, 2015, was filed on September 22nd, 2015, 16 days late, resulting in a fine of \$5000. The assessment is automatically reduced to \$500 (10% of the above-referenced fine amount) as the product of a first A-1 offense. The Committee has not been previously fined.

Mark McDonnell, the Treasurer of the Committee, filed a Waiver of Appearance and an Appeal Affidavit in this matter.

In the Affidavit, Mr. McDonnell stated contributor Thomas Bravo LLC regularly donates to the Committee and ordinarily provides notice to the Committee that said donation has been made. It did not provide the customary notice in this case. The first time the Committee was aware the donation had been wired to its account was when it received a bank statement on September 22nd, 2015. The A-1 was filed that same day. Mr. McDonnell noted there were no funds distributed between the date of the donation in question and the date of notification.

I recommend the appeal be denied for lack of an adequate defense. A review of the Committee's September 2015 Quarterly Report confirms the lack of activity between August 21st and September 22nd of last year. However, 10 ILCS 5/9-10 (d) dictates a monetary contribution is considered received on the date of deposit, and the Committee has a responsibility to timely Report such donations based on that date. The Committee's practice of asking the contributor to alert it to the deposit should be altered to avoid a repeat of this occurrence. If the Board accepts this recommendation, the \$500 assessment will be stayed. The Committee's reported cash balance as of December 31st, 2015, was \$128,174.49.



John Levin – Hearing Officer
March 24th, 2016

of Illinois)
)
ity of: _____)

STATE BOARD OF ELECTIONS

2016 MAR 15 AM 8:07

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

THE MATTER OF;)
)
NOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
)
)
IVCA PAC)
Respondent(s).)

Case No. 15AS027

APPEAL AFFIDAVIT

Mark McDonnell, the Treasurer of the
(Name) (Chairman/Treasurer)

IVCA PAC

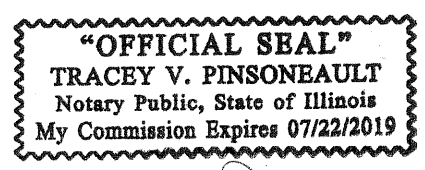
(Name of the Committee)

Witness, first being duly sworn, deposes and states that he/she represents that the said committee can offer a good
or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

See attached letter

[Signature]
Signature of Chairman/Treasurer

and Sworn to by: Tracey V. Pinoneault
on this 11 Day of March, 2016
Notary Public



49
Tracey V. Pinoneault

IVCA-PAC

SERVING THE
VENTURE CAPITAL
AND PRIVATE
EQUITY INDUSTRY

March 11, 2016

State Board of Elections
Attn: Campaign Disclosure
2329 S. MacArthur Blvd.
Springfield, IL 62704-4503

To Whom It May Concern,

Every year Thoma Bravo requests to make a wire for their contribution and the IVCA PAC requests to be notified of this transaction. Thoma Bravo never contacted or notified the IVCA PAC for the account information due to already having it on file from previous contributions. The IVCA PAC wasn't aware of the wire until the monthly bank statement was received. The IVCA PAC logged the contribution and filed an A-1 the same day the bank statement was received. No checks were written or funds distributed from the date the wire was received at the bank (8/21/15) to the date the contribution was logged (9/22/15).

We are volunteers at this but strive to improve our processes. We appreciate the rules and believed we were in compliance prior to this transaction. Please consider the waiver of the penalty given our past, and planned, future compliance efforts.

Please contact me at 773.380.6600 with any questions or concerns. Thank you.

Sincerely,



Mark McDonnell
IVCA PAC Treasurer

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

2329 S MacArthur Blvd.
Springfield, Illinois 62704
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
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Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

EXECUTIVE DIRECTOR
Steven S. Sandvoss
March 1, 2016

IVAC - PAC
ARCH Venture Partners/Mark McDonnell
8725 W Higgins Road, Ste 290
Chicago, IL 60631

ID# 17057

7015 0640 0002 4567 2225

Dear IVAC - PAC:

This committee has failed to timely report the following contributions of \$1000 or more (Schedule A-1) as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Amount of Contribution</u>	<u>Date Reported</u>	<u>Days Late</u>	<u>Fine Assessed</u>
Thoma Bravo LLC	8/21/2015	\$10000	9/22/2015	16	\$5000


As required by the Illinois Campaign Disclosure Act, as amended by Public Act 96-832, your committee is subject to a fine of \$5000.00 for the delinquent filings.

Under the Board's present policy, since this is the first delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$500.00, (10% of the above referenced fine amount) regardless of whether you choose to file an appeal. The reduced amount will be imposed and due with the issuance of a Final Board Order after the 30-day appeal period has expired. Since your committee has no other civil penalty assessments and only one delinquent Schedule A-1 amount is listed above, the penalty will be *stayed* as a first violation and would only become due and owing upon any subsequent delinquent filings by the committee. **Therefore, you need not pay this assessed civil penalty unless another violation occurs.**

Enclosed, please find Section 125.425 *Civil Penalty Assessments* and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. **Notice of Appeal must be filed within 30 days of the date of this assessment notice. If you fail to file a Notice of Appeal by April 1, 2016 you forfeit the right to contest this assessment.**

If you have any questions regarding the appeal procedure, please call Laura Marbold at 217-782-1543.

Sincerely,


Tom Newman, Director
Campaign Disclosure Division

SS: lm
Enclosures: appeal packet

STATE OF ILLINOIS
COUNTY OF COOK

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

Vs.

15 AD 110

Friends of Camille Y Lilly (ID# 22767)

Respondent

REPORT OF HEARING OFFICER

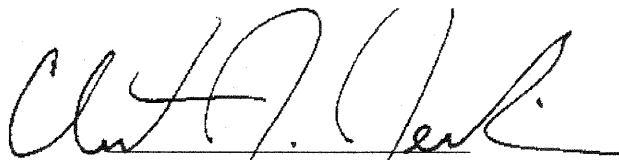
Appeal of Civil Penalty Assessment for Delinquent Filing Schedule A-1 Reports
For the 4th Quarter of 2014

The Committee received a \$1,000 contribution on 12/2/14 and reported it on a Quarterly Report received by the Board on April 8, 2015, 80 days late resulting in a \$500 civil penalty.

Michael J. Kasper, Attorney of the Committee, filed a Request for Hearing and submitted an Appeal Affidavit. The appeal hearing was held on October 28, 2015.

Attorney Michael J. Kasper appeared on behalf of the Committee. Kasper stated the Committee made a deposit on Dec 2nd containing several contributions. He provided a copy of the deposit slip as evidence. The Committee's A-1 for the corresponding date reported each contribution listed on the deposit slip except the contribution from the Illinois Transportation Trade Assoc. PAC. In reading the deposit slip the person responsible for filing the report misinterpreted the contribution from the IITA PAC to be \$500. An amendment was filed on April 8th 2015 with the correct contribution included.

I recommend the appeal be denied for lack of an adequate defense. However, since there is no indication the violation was anything other than inadvertent and unintentional, and since this is the first A-1 violation for this Committee, I recommend the penalty be reduced to 10% of the original assessment, or \$50. As a first violation, the penalty is stayed. (As of 12/31/15, this Committee reported a funds available balance of \$95,165.14).



Clinton J. Jenkins – Hearing Officer

October 28, 2015

State of Illinois)
 County of: Cook)

STATE BOARD OF ELECTIONS
 15 SEP 23 AM 8:05

BEFORE THE STATE BOARD OF ELECTIONS
 OF THE STATE OF ILLINOIS

IN THE MATTER OF;

ILLINOIS STATE BOARD OF ELECTIONS,

Complainant

Vs.

Case No. 15AD110

Friends of Camille Y Lilly

Respondent(s):

APPEAL AFFIDAVIT

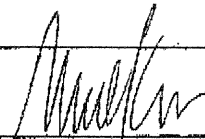
I, Michael J. Kasper, the Attorney of the
 (Name) (Chairman/Treasurer)

Friends of Camille Y Lilly

(Name of the Committee)

Committee, first being duly sworn, deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

Penalty was wrongfully assessed. Reasons to be presented at the hearing.


 Signature of Chairman/Treasurer
 Attorney

Signed and Sworn to by:

Michael J. Kasper

before me this 21st Day of September, 2015

Notary Public
 (seal)

OFFICIAL SEAL
 DORENE M EGAN
 NOTARY PUBLIC - STATE OF ILLINOIS
 MY COMMISSION EXPIRES 08/16/16

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

2329 S MacArthur Blvd.
Springfield, Illinois 62704
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



EXECUTIVE DIRECTOR
Steven S. Sandvoss
August 28, 2015

BOARD MEMBERS
Charles W. Scholz, Chairman
Ernest L. Gowen, Vice Chairman
William J. Cadigan
Andrew K. Carruthers
Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

Friends of Camille Y Lilly
7115 W North Ave, PO Box 260
Oak Park, IL 60302-1002

ID# 22767

7015 1730 0002 1035 4223

Dear Friends of Camille Y Lilly:

This committee has failed to timely report the following contributions of \$1000 or more (Schedule A-1) as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Amount of Contribution</u>	<u>Date Reported</u>	<u>Days Late</u>	<u>Fine Assessed</u>
Illinois Transportation Trade Assoc. PAC	12/2/2014	\$1000	4/8/2015	80	\$500

As required by the Illinois Campaign Disclosure Act and the changes enacted in 2011, as amended by Public Act 96-832, your committee is subject to a fine of \$500.00 for the delinquent filing. This total **does not** reflect any previously assessed fines.


Under the Board's present policy, since this is the third delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$500.00, (100% of the above referenced fine amount) regardless of whether you choose to file an appeal. The reduced amount will be imposed and due with the issuance of a Final Board Order after the 30-day appeal period has expired. This amount must be paid, including any previously assessed fines, within 30 days of the issuance of the Order.

Enclosed, please find Section 125.425 *Civil Penalty Assessments* and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. **Notice of Appeal must be filed within 30 days of the date of this assessment notice. If you fail to file a Notice of Appeal by September 28, 2015 you forfeit the right to contest this assessment.**

If you do not appeal this assessment, you must pay your fine within 30 days of the Final Board Order. However, you may also elect to pay the fine at this time. You may mail or deliver payments to the State Board of Elections, Attn: Campaign Disclosure, 2329 S MacArthur Blvd., Springfield, IL 62704. You may also pay by Mastercard, Discover or American Express, for an additional fee.

If you have any questions regarding the appeal procedure, please call Laura Marbold at 217-782-1543.

Sincerely,


Tom Newman, Director
Campaign Disclosure Division

SS: lm
Enclosures: appeal packet

**STATE OF ILLINOIS
COUNTY OF COOK**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections
Complainant

Vs.

15 DQ 093

Friends of Paul Mulcahy (ID# 24669)
Respondent

REPORT OF HEARING OFFICER

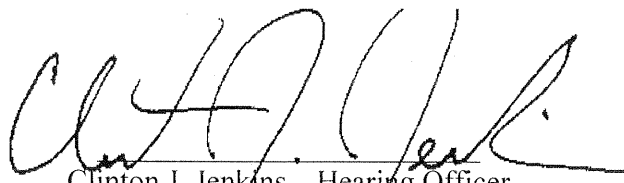
Appeal of Civil Penalty Assessment for Delinquently Filing
The December 2014 Quarterly Report

The Report was received by the Board on January 20, 2015, 2 days late, resulting in a civil penalty assessment of \$100. In addition the committee was assessed a \$150 civil penalty (not appealed, stayed) for delinquently filing the 2013 June Quarterly Report. The total assessment is \$250.

Elizabeth Felt Wakeman, Treasurer of the Committee, filed a Request for Hearing and submitted an Appeal Affidavit. The appeal hearing was held on May 6, 2015.

Elizabeth Felt Wakeman appeared on behalf of the Committee. Ms. Wakeman stated that the initial cause of the committee's problem stemmed from the late filing of a June 2013 report which was the result of some medical hardships involving her mother. During the filing period of the June 2013 report Ms. Wakeman's mother was taken to the hospital by ambulance; as a result of her complications she was placed on an order of 24-hour care. The order of 24-hour care required Ms. Wakeman to stay with her mother at her mother's home until staff was hired and trained to continue with her mother's care. Ms. Wakeman stated that because of her mother's illness she was not physically present to file the committee's disclosure report. The committee did not appeal the fine because it was stayed and she was sure to be careful in the future. Ms. Wakeman stated that she normally faxed the reports in to the Board but was told by staff, during a call in fall of 2014, that the Board preferred mail. The next report was sent by mail. She stated that she mailed it from the post office on January 13th. She said she had confidence that her filing would reach the Board by the deadline on January 15th because many of the pervious letters she had sent to California from Illinois had arrived within two days.

The Committee's December 2014 Quarterly Report was postmarked on January 13, as indicated by Ms. Wakeman. However, in order to be considered a timely filing, the Report would have to have been postmarked at least 72 hours prior to the deadline, which means a January 12 postmark was required. I recommend the appeal be denied for lack of an adequate defense. If this recommendation is accepted by the Board, a \$250 civil penalty will be due. (As of 12/31/15, this Committee reported a funds available balance of \$1,228.45).



Clinton J. Jenkins – Hearing Officer

February 9, 2016

State of Illinois)
County of: Mt. Vernon)

STATE BOARD OF ELECTIONS
15 MAR 30 PM 3: 36

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
/s.)
Friends of Paul Mulcahy)
Respondent(s).)

Case No. 4500093

APPEAL AFFIDAVIT

Elizabeth R. H. Waterson, the Treasurer of the
(Name) (Chairman/Treasurer)
Friends of Paul Mulcahy
(Name of the Committee)

Committee, first being duly sworn, deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

the reports have always been faxed due to insufficient time
between my receipt of the statements and the due date I was
promptly advised that faxing was not permitted. I deposited the
report in the mail on 1-13-15

the 6-13 report was late due to my notification hospitalization
for a stroke so that I was away from the office and my
home

E
Signature of Chairman/Treasurer

igned and Sworn to by: [Signature]
for me this 20th Day of March, 2015

Notary Public
(Signature)



STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

2329 S MacArthur Blvd.
Springfield, Illinois 62704
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Jesse R. Smart, Chairman
Charles W. Scholz, Vice Chairman
Harold D. Byers
Betty J. Coffrin
Ernest L. Gowen
Judith C. Rice
Bryan A. Schneider
Casandra B. Watson

EXECUTIVE DIRECTOR

Steven S. Sandvoss

February 27, 2015

ID# 24669

Friends of Paul Mulcahy
Paul Mulcahy
3960 Peartree Dr
Lake In The Hills, IL 60102

7014 2120 0001 1723 2768

Dear Friends of Paul Mulcahy:

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type:	December Quarterly Report of Campaign Contribution and Expenditures
Report Period:	October 1, 2014 through December 31, 2014
Filing Period:	January 1, 2015 through January 15, 2015

Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b) of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received on 1/20/2015, 2 day(s) late. As such, this committee has been assessed a fine of \$100.00.

Enclosed, please find the Section 125.425 Civil Penalty Assessments and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. *Notice of Appeal must be filed within 30 days of the date of this assessment notice. If you fail to file a Notice of Appeal by March 27, 2015 you forfeit the right to contest this assessment.*

If the above listed violation is not appealed, and since this is a subsequent violation, the previously assessed fine(s) for delinquent filing is now also required to be paid by the committee within 30 days of the issuance of the Final Board Order:

Reporting Period	Report Type	Previous Fine Amount
June 2013	Quarterly	\$150
TOTAL AMOUNT NOW DUE		\$250.00

If you do not appeal this assessment, you must pay your fine within 30 days of the Final Board Order. However, you may also elect to pay the fine at this time. You may mail or deliver payments to the State Board of Elections, Attn: Campaign Disclosure, 2329 S MacArthur Blvd., Springfield, IL 62704. You may also pay by MasterCard, Discover, or American Express.

If you have any questions regarding the appeal process, please call Laura Marbold at 217-782-1543.

Sincerely,

A handwritten signature in cursive script, appearing to read "Sharon Steward".

Sharon Steward, Director,
Campaign Disclosure Division

SS: lm

Enclosure(s): appeal packet

STATE OF ILLINOIS
COUNTY OF SANGAMON

BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

Illinois State Board of Elections

Complainant

v.

15 AM 096

YES for District 112 Referendum ID# 27270

Respondent

REPORT OF HEARING OFFICER

Appeal of Civil Penalty Assessment for Failure to File a Schedule A-1 Report

The Committee received a \$1,000 contribution on 3/3/15, and failed to report it on a Schedule A-1, resulting in a civil penalty assessment of \$500. Additionally, the Committee was previously assessed a \$675 civil penalty (not appealed, stayed) for delinquent filing of the March 2015 Quarterly Report. The total assessment is \$1,175.

Daniel Weil, the Treasurer of the Committee, filed a Waiver of Appearance and submitted on the Appeal Affidavit the following:

On the Affidavit, Mr. Weil states that this was his first time handling finances for a political action committee, and as a result he was unaware that the A-1 filing requirements included loans received by the Committee.

I recommend the appeal be denied for lack of an adequate defense. However, since there is no indication the violation was anything other than inadvertent and unintentional, and since this is the first A-1 violation for this Committee, I recommend the penalty be reduced to 10% of the original assessment, or \$50. If these recommendations are accepted by the Board, the stay would be lifted from the previous assessment, and a civil penalty of \$725 will be due and owing. (As of 12/31/15, this Committee reported a funds available balance of \$6,586.22)



Tom Newman – Hearing Officer
April 1, 2016

e of Illinois

City of: Lake

STATE BOARD OF ELECTIONS

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

2018 MAR 30 PM 2:17

THE MATTER OF;

INOIS STATE BOARD OF ELECTIONS,

Complainant

Case No. 13AM096

YES for District 112 Referendum

Respondent(s).

APPEAL AFFIDAVIT

Daniel Weil the Treasurer of the
(Name) (Chairman/Treasurer)

YES for District 112 Referendum

(Name of the Committee)

Committee, first being duly sworn, deposes and states that he/she represents that the said committee can offer a good
reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

As this was my first time ever handling finances
for a political Action committee, I was not aware
that loans had to be reported on the A-1. I am
truly sorry for this oversight.

Daniel Weil
Signature of Chairman/Treasurer

and Sworn to by:

Christ M Badger
on this 28th Day of March, 2014

Public



STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

2329 S MacArthur Blvd.
Springfield, Illinois 62704
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



EXECUTIVE DIRECTOR
Steven S. Sandvoss
March 1, 2016

BOARD MEMBERS
Charles W. Scholz, Chairman
Ernest L. Gowen, Vice Chairman
William J. Cadigan
Andrew K. Carruthers
Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

YES for District 112 Referendum
Leonard Tenner
1670 Edgewood Road
Highland Park, IL 60035

ID# 27270

7015 0640 0002 4567 2157

Dear YES for District 112 Referendum:

This committee has failed to timely report the following contributions of \$1000 or more (Schedule A-1) as required by the Illinois Campaign Disclosure Act:

<u>Contributed By</u>	<u>Date of Contribution</u>	<u>Amount of Contribution</u>	<u>Date Reported</u>	<u>Days Late</u>	<u>Fine Assessed</u>
Leu Tenner	3/3/2015	\$1000	5/22/2015	53	\$500

As required by the Illinois Campaign Disclosure Act and the changes enacted in 2011, as amended by Public Act 96-832, your committee is subject to a fine of \$500.00 for the delinquent filing. This total **does not** reflect any previously assessed fines.

Under the Board's present policy, since this is the first delinquent Schedule A-1 filing by your committee, the civil penalty will be automatically reduced to \$50.00, (10% of the above referenced fine amount) regardless of whether you choose to file an appeal. The reduced amount will be imposed and due with the issuance of a Final Board Order after the 30-day appeal period has expired. This amount must be paid, including any previously assessed fines, within 30 days of the issuance of the Order.

Enclosed, please find Section 125.425 *Civil Penalty Assessments* and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. **Notice of Appeal must be filed within 30 days of the date of this assessment notice. If you fail to file a Notice of Appeal by April 1, 2016 you forfeit the right to contest this assessment.**


Since this is a subsequent violation, if the above listed violation is not appealed, the previously stayed fine(s) for delinquent filing listed below must also be paid by the committee within 30 days of the issuance of the Final Board Order:

<u>Reporting Period</u>	<u>Report Type</u>	<u>Previous Fine Amount</u>
March 2015	Quarterly	\$675
TOTAL AMOUNT NOW DUE		\$725

If you do not appeal this assessment, you must pay your fine within 30 days of the Final Board Order. However, you may also elect to pay the fine at this time. You may mail or deliver payments to the State Board of Elections, Attn: Campaign Disclosure, 2329 S MacArthur Blvd., Springfield, IL 62704. You may also pay by Mastercard, Discover or American Express, for an additional fee.

If you have any questions regarding the appeal procedure, please call Laura Marbold at 217-782-1543.

Sincerely,

A handwritten signature in dark ink, appearing to read "Tom Newman", with a long horizontal flourish extending to the right.

Tom Newman, Director
Campaign Disclosure Division

SS: lm

Enclosures: appeal packet

**STATE OF ILLINOIS
COUNTY OF COOK**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections

Complainant

Vs.

15 MQ 202

Friends of Charles "Chuck" Givines ID# 27330

Respondent

REPORT OF HEARING OFFICER

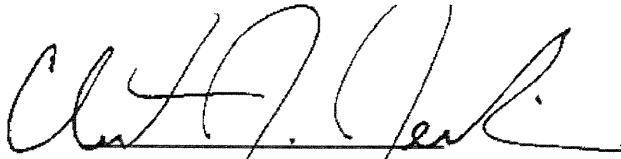
Appeal of Civil Penalty Assessment for Delinquently Filing
The March 2015 Quarterly Report

The Report was received by the Board on May 27, 2015, 29 days late, resulting in a civil penalty assessment of \$725.

Michael Stuttley, the treasurer of the committee, filed the appeal but did not appear at the October 28th appeal hearing. In a subsequent phone call with the hearing officer, Mr. Stuttley promised to send a letter to formally cancel the hearing allowing the affidavit to stand on its own merit. No such letter was received.

Michael Stuttley's appeal affidavit stated that his quarterly report was filed timely by paper. Upon receipt of the correspondence dated May 22, 2015, the committee immediately filed the report electronically. The committee affirms that the May 22nd notice was the first notice received in regard to this matter.

I recommend the appeal be denied for lack of an adequate defense. If this recommendation is accepted by the Board, the \$725 civil penalty will be stayed. (As of 12/31/15, this Committee reported a funds available balance of \$1,798.86.)

A handwritten signature in black ink, appearing to read 'Clinton J. Jenkins', is written over a horizontal line.

Clinton J. Jenkins – Hearing Officer

February 16, 2016

State of Illinois)
County of: C O O K)

STATE BOARD OF ELECTIONS

15 SEP 23 PM 2:03

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

IN THE MATTER OF;)
ILLINOIS STATE BOARD OF ELECTIONS,)
Complainant)
Vs.)
FRIENDS OF CHARLES "CHUCK" GIVINES)
Respondent(s).)

Case No. 15 MQ 202

APPEAL AFFIDAVIT

I, MICHAEL W. STUTTLEY, the Treasurer of the
(Name) (Chairman/Treasurer)

FRIENDS OF CHARLES "CHUCK" GIVINES

(Name of the Committee)

Committee, first being duly sworn, deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

The committee received correspondence from the Board dated May 22, 2015 regarding the
failure to file electronically. This is the first correspondence regarding this matter
received and the committee though they had file timely by paper re-filed the report
electronically immediately on May 27, 2015 upon receipt of said correspondence.

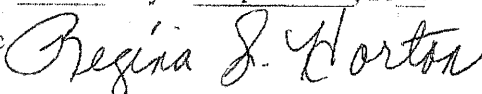

Signature of Chairman/Treasurer

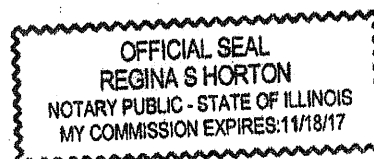
Signed and Sworn to by:

Michael W. Stuttley

before me this 21st Day of September, 20 15

Notary Public
(seal)





STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

2329 S. MacArthur Blvd, P.O. Box 4187
Springfield, Illinois 62708
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



EXECUTIVE DIRECTOR

Steven S. Sandvoss

August 28, 2015

ID# 27330

BOARD MEMBERS
Charles W. Scholz, Chairman
Ernest L. Gowan, Vice Chairman
William J. Cadigan
Andrew K. Carruthers
Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

Friends of Charles "Chuck" Givines
Michael W Stuttley/William O'Neal
900 Ridge Road 2nd Floor
Homewood, IL 60430

7015 1730 0002 1035 3660

Dear Friends of Charles "Chuck" Givines:

As you have been previously notified, this committee failed to electronically re-file the following document as required:

Report Type:	Quarterly Report of Campaign Contributions and Expenditures
Report Period:	January 1, 2015 through March 31, 2015
Filing Period:	April 1, 2015 through April 15, 2015

Based upon this committee's failure to comply with the provisions of Section 100.150 Rules & Regulations, it has been assessed a civil penalty for each day this report remained electronically unfiled. According to Board records, this report was electronically re-filed by your committee on 5/27/2015, 2015, 29 day(s) late. As such, this committee has been assessed a fine of \$725.00.

Enclosed, please find Section 125.425 *Civil Penalty Assessments* and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. **Notice of Appeal must be filed within 30 days of the date of this assessment notice. If you fail to file a Notice of Appeal by September 28, 2015, you forfeit the right to contest this assessment.**

Since this is a first time violation, the assessed civil penalty will be ***stayed***. Any subsequent violation of Article 9 of the Election Code or of a Board Order may result in the assessment of an additional civil penalty as provided in Section 125.425 of the Rules and Regulations. If that subsequent violation is one which results in the assessment of a civil penalty, that penalty, as well as the civil penalty previously stayed, shall become due and owing. **Therefore, you need not pay this assessed civil penalty unless another violation occurs.**

If you have questions regarding the appeal process, please call Laura Marbold at 217/782-1543.

Sincerely;

Tom Newman, Director
Campaign Disclosure Division

SS: lm

Enclosure(s): appeal packet

**STATE OF ILLINOIS
COUNTY OF COOK**

**BEFORE THE STATE BOARD OF ELECTIONS
STATE OF ILLINOIS**

Illinois State Board of Elections

Complainant

Vs.

15 SQ 161

Friends of Bill Sullivan 31671

Respondent

REPORT OF HEARING OFFICER


Appeal of Civil Penalty Assessment for Delinquent Filing of the
September 2015 Quarterly Report

The report was received by the Board on 10/28/15, 9 days late, resulting in a civil penalty assessment of \$450. The total assessment is \$450.

The Respondent was represented by attorney James P Nally, at the February 1st appeal hearing and the treasurer, Chris Dumelle, was called during the hearing.

Mr. Nally stated that Mr. Sullivan is a judicial candidate and he wants everything to be done correctly and since he is a judicial candidate he has to rely on others to file reports on his behalf. Mr. Dumelle stated that he scanned and e-mailed the September 2015 Quarterly Report to the State Board of Elections on 10/15/15 however it was not until after he reviewed the State Board of Elections website on 10/28/15 that he realized the report had not been received. As soon as he realized the report had not been logged in he sent the report a second time which was on 10/28/15.

As a Hearing Officer I do not have the ability to issue an oath upon individuals over the telephone therefore I requested a copy of the email Mr. Dumelle said he had sent to the State Board of Elections on 10/15/15. However, Mr. Dumelle no longer has access to the account the email was sent from as he is no longer employed by the entity in which the email was sent. Therefore, I requested an Affidavit regarding the attempted email submission of the report however after a fairly long delay the Respondents attorney instructed me to proceed in writing up my recommendation without an affidavit. With that being said, I recommend the appeal be denied for lack of an adequate defense as I have no sworn statements or information to show that the Respondent attempted to email the September 2015 Quarterly Report in on 10/15/15 as Mr. Dumelle stated he had done over the telephone. As a first violation, the penalty is stayed. (As of 12/31/15, this Committee reported a funds available balance of \$19,712.16.)


Andy Nauman – Hearing Officer
March 22, 2016

State of Illinois)
County of: Cook)

STATE BOARD OF ELECTIONS
2015 NOV 30 PM 2: 24

BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS

THE MATTER OF;)
)
ILINOIS STATE BOARD OF ELECTIONS,)
)
Complainant)
)
)
Friends of Bill Sullivan)
Respondent(s).)

Case No. 15SQ161

APPEAL AFFIDAVIT

Christopher Dumelle, the Treasurer of the
(Name) (Chairman/Treasurer)
Friends of Bill Sullivan
(Name of the Committee)

Committee, first being duly sworn, deposes and states that he/she represents that the said committee can offer a good reason or defense to the assessment of a civil penalty in this matter, and that such reasons and defenses are:

Mitigating circumstances

Christopher Dumelle
Signature of Chairman/Treasurer

Subscribed and Sworn to by:

I give this _____ Day of _____, 20____
County Public
)

STATE BOARD OF ELECTIONS
STATE OF ILLINOIS

2329 S MacArthur Blvd., P.O. Box 4187
Springfield, Illinois 62708-4187
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 West Randolph, Suite 14-100
Chicago Illinois 60601
312/814-6440
Fax: 312/814-6485



BOARD MEMBERS
Charles W. Scholz, Chairman
Ernest L. Gowen, Vice Chairman
William J. Cadigan
Andrew K. Carruthers
Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

EXECUTIVE DIRECTOR
Steven S. Sandvoss
November 18, 2015

Friends of Bill Sullivan
Chris Dumelle
605 N Grove
Oak Park, IL 60302

ID# 31671

7015 1730 0002 1035 6241

Dear Friends of Bill Sullivan:

As you have been previously notified, this committee failed to file the following document during the requisite filing period:

Report Type: September Quarterly Report of Campaign Contributions and Expenditures
Report Period: July 1, 2015 through September 30, 2015
Filing Period: October 1, 2015 through October 15, 2015


Based upon this committee's failure to comply with the provision of 10 ILCS 5/9-10(b) of the Election Code, it has been assessed a civil penalty for each day this report remained unfiled. According to Board records, this report was received by the Board on 10/28/2015, 9 days late. As such, this committee has been assessed a fine of \$450.00.

Enclosed, please find Section 125.425 *Civil Penalty Assessments* and the forms with which you may appeal the assessed fine if you believe the civil penalty has been assessed in error. **Notice of Appeal must be filed within 30 days of the date of this assessment notice. If you fail to file a Notice of Appeal by December 18, 2015 you forfeit the right to contest this assessment.**

Since this is a first time violation, the assessed civil penalty will be ***stayed***. Any subsequent violation of Article 9 of the Election Code or of a Board Order may result in the assessment of an additional civil penalty as provided in Section 125.425 of the Rules and Regulations. If that subsequent violation is one which results in the assessment of a civil penalty, that penalty, as well as the civil penalty previously stayed, shall become due and owing. **Therefore, you need not pay this assessed civil penalty unless another violation occurs.**

If you have questions regarding the appeal process, please call Laura Marbold at 217-782-1543.

Sincerely,


Tom Newman, Director
Campaign Disclosure Division

SS: lm

Enclosure(s): appeal packet

**BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS**

In the Matter of:

Corey Johnson,)	
Complainant,)	
)	
)	15 CD 102
vs.)	
)	
Kane County Conservative Coalition,)	
Respondent.		

**RECOMMENDATION OF THE HEARING EXAMINER
TO THE GENERAL COUNSEL FOLLOWING
PUBLIC HEARING**

I. INTRODUCTION

A. The Complaint

The complaint alleges that Respondent, Kane County Conservative Coalition, ("KCCC"), failed to report expenditures associated with the preparation and distribution of a mailer/brochure endorsing candidates who were running in the March 2014 Republican Primary on its 3/31/14 D-2 filings.

The complaint further alleges that a March 14, 2014 e-mail sent to various persons by KCCC, along with a copy of the mailer/brochure, which solicited funds, failed to include the language required under 10 ILCS 5/9-9 of the Election Code; to wit: "A copy of our report filed with the State Board of Elections is (or will be) available on the Board's official website or for purchase from the State Board of Elections, Springfield, Illinois."

B. Procedural Background

The Complaint was initially filed by Complainant, Corey Johnson on July 6, 2015. The State Board of Elections ("SBE") thereafter appointed James Tenuto Hearing Examiner to conduct a Closed Preliminary Hearing, which was held on October 1, 2015

On October 15, 2015, Mr. Tenuto found that the Complaint was filed upon justifiable grounds and recommended that a Public Hearing be conducted.

The General Counsel agreed with Mr. Tenuto's recommendation and the Board, on 11/8/15, entered an order finding:

1. The brochure/mailer at issue is political literature that endorses certain candidates and is not a solicitation for funds: and

2. Respondent testified under oath at a prior Public Hearing that the Kane County Conservative Coalition paid for the brochure/mailler and the brochure/mailler states that it is "Paid by Kane County Conservative Coalition"; and

3. D-2 Quarterly Reports filed by the Respondent committee for the fourth quarter of 2013 and the first quarter of 2014 do not reflect any receipts and/or expenditures related to the preparation and distribution for the brochure/mailler; and

4. The failure to include required solicitation language on an email that includes the brochure/mailler and directly solicits funds is a violation of Section 9-9 of the Election Code.

The SBE thereafter appointed Philip Krasny to be the Hearing Officer and conduct a Public Hearing.

An initial case management conference was held over the phone on December 15, 2015. The Complainant was represented by Josiah Groff. The Respondent, KCCC, was represented by its chairman, Jon Zahm.

The parties thereafter engaged in discovery, which included, inter alia, the issuance of subpoenas for documents from Team Concept, the company which printed and distributed the mailer/brochure.

The Public Hearing was held on January 21, 2015, 2014. Complainant was represented by Josiah Groff. The KCCC was represented by its chairman, Jon Zahm.

In order to identify the disputed issues, your Hearing Officer reviewed the Board's 11/8/15 order with the parties at which time Mr. Zahm acknowledged the following:

1) That the March 14, 2014 e-mails sent to various persons along with the mailer/brochure at issue should have included the language required under 10 ILCS 5/9-9 of the Election Code.

2) That although the mailer/brochure at issue indicated that it was "Paid by the Kane County Conservative Coalition, P.O. Box 4, Batavia Illinois", the attribution was in error. Rather, payment was made by several of the KCCC endorsed candidates directly to Team Concept, the company that printed and distributed the brochure/mailler

3) That KCCC's D-2 filings did not reflect any receipts and/or expenditures related to the preparation and distribution for the brochure/mailler, since the funds were paid directly to Team Concept by several of the candidates endorsed by KCCC.

II. EVIDENCE

A. Exhibits

At the hearing, Complainant introduced the following exhibits:

A. Complaint, Notice and Summons, and Order of Closed Preliminary Hearing

B. Documents Produced by Team Concept Print

- C. Transcript of Hearing of December 3, 2014 in Johnson v. Kane County Conservative Coalition, Illinois State Board of Elections Case No. 109
- D. Transcript of Hearing of December 18, 2014 in Johnson v. Kane County Conservative Coalition, Illinois State Board of Elections Case No. 109
- E. D-2 Reporting Form from Kane County Conservative Coalition for 1st Quarter 2012

B. Testimony of Jon Zahm

Complainant's attorney questioned Jon Zahm under oath. Mr. Zahm also testified on his own behalf. In essence, Mr. Zahm testified that he is a political consultant and has been involved in political campaigns for 27 years. As a consultant, he sometimes gets paid and other times he serves as a volunteer.

Mr. Zahm testified that KCCC was formed in 2002 and that he has been its sole representative since 2004. He is familiar with, and has filled out, disclosure forms required under the Election Code.

Mr. Zahm acknowledged that he solicited the printing and distribution of the brochure/mailed in question from Team Concept. The brochure/mailed included language stating that it was "Paid by the Kane County Conservative Coalition, P.O. Box 4, Batavia Illinois".

Mr. Zahm identified several March 2014 e-mails between himself and Frank Babich, an account rep from Team Concept, in which Mr. Zahm instructed Babich on the names of the KCCC endorsed candidates to be listed in the mailed/brochure.

Mr. Zahm acknowledged that Team Concept sent a \$6,585 invoice to Goliath Slayer Communications 14910 Oseo Road Osco, Ill 61274 for the printing and distributing the mailed/brochure. He acknowledged his home address is 14910 Oseo Road Osco, Ill 61274.

Mr. Zahm testified that KCCC did not pay for the brochure/mailed and that the attribution that it was "Paid by the Kane County Conservative Coalition, P.O. Box 4, Batavia Illinois", was in error. He testified that he requested nine of the eleven endorsed candidates named in the mailed/brochure to send Team Concept a pro rata payment of the bill based upon the candidate's geographic area encompassed by the mailed¹.

Mr. Zahm pointed to the following portion of his e-mail correspondence with Babich which supported his position that KCCC did not pay for the mailed:

"I will be collecting monies from each of the candidates so I need to divide the charges. I will likely use my friend Rob Saucedo as the courier to collect the monies and bring them to you. Some may pay direct credit card to you. I will try to expedite and streamline this".

¹ Mr. Zahm testified that he chose not to ask two of the endorsed candidates for payment.

Mr. Zahm further testified that the apportionment of the Team Concept bill was reflected in the Team Concept document entitled "Payment Distribution Report", which showed that the Team Concept invoice was paid for by nine, out of the eleven, candidates endorsed in the mailer/brochure.²

Mr. Zahm further testified that, since the mailer/brochure was not paid for by the KCCC, its D-2 filings did not reflect any receipts and/or expenditures related to the expense associated with the preparation and distribution for the brochure/mailer.

As regards his testimony in case 14 CD 109, wherein he allegedly testified that KCCC paid for the brochure/mailer identified in this case, Mr. Zahm testified that his previous testimony was taken out of context and he never intended to acknowledge that KCCC paid for the mailer, since the payment was made by the respective candidates.

DISCUSSION

The statutory reporting requirements in the Election Code are intended to preserve the integrity of the electoral process by requiring full public disclosure of the sources and amounts of campaign contributions and expenditures. *Walker v. State Board of Elections*, 72 Ill. App. 3d 877, 881, 391 N.E.2d 507, 510 (1979). The legislature intended for Illinois citizens to be informed of the total contributions received and expended by a political committee, the names of significant contributors and of individuals to whom a political committee is indebted. *Walker*, 72 Ill. App. 3d at 881, 391 N.E.2d at 510.

In the instant case, the brochure/mailer at issue clearly constituted "Political Communication", as well as "Electioneering Communication" (10ILCS 5/9-1.14). Although the brochure/mailer identified KCCC as paying for it, the uncontested facts reflect that the brochure/mailer was paid for by some, but not all of the KCCC endorsed candidates. While Mr. Zahm now claims that the attribution was in error³, (and, therefore, tacitly acknowledges a violation of 10 ILCS 5/9-9.5)⁴ the pivotal issue is whether the costs associated with the mailer/brochure should have been reflected on KCCC's D-2 quarterly filing.

² Subsequent to the hearing, the Complainant's attorney, at the request of your Hearing Officer, informed me that two of the candidates named in the brochure/mailer, and who paid they pro rata share of the Team Concept bill, did not report the payments they made to Team Concepts on their D-2 reports.

³ To refute Respondent's testimony that the attribution on the mailer/brochure indicating that it paid for by KCCC was a mistake. Complainant refers to a previous complaint he brought against the Respondent involving a different mailer (14 CD 109) and alleges that at the public hearing for that case Mr. Zahm testified under oath that the KCCC had paid for the brochure/mailer in this case. I have read Mr. Zahm's testimony in the previous case and agree with Mr. Zahm that the Complainant has taken the quoted section out of context. It is the Hearing Officer's recommendation that, while Mr. Zahm's testimony in the previous hearing was somewhat convoluted and confusing, it cannot be construed that Mr. Zahm had acknowledged under oath that KCCC had paid for the mailer/brochure in this case.

⁴ "Disclosures in Political Communications (10ILCS 5/9-9.5) Any political committee" that makes an expenditure for a pamphlet, circular, handbill, , internet or telephone communication....directed at voters and mentioning the name of a candidate in the next upcoming election shall ensure that that the name of the political committee, paying for any partis identified clearly within the communication as the payor.

The e-mails between Mr. Zahm and Babich clearly reveal that, even though the mailer/brochure was conceived by KCCC, Mr. Zahm intended to have KCCC endorsed candidates pay for the mailer/brochure. Accordingly, it is difficult to reconcile Mr. Zahm's claim that the attribution was a mistake, since the undisputed facts reveal that Mr. Zahm is a seasoned professional campaign consultant who was well aware of the campaign disclosure requirements under the Election Code. In other words, since KCCC's conceived of, and orchestrated the distribution of the brochure/mailer, and since its name appeared the mailer/brochure as the entity that paid for the mailer/brochure, in order to give credence to Mr. Zahm's claim that the attribution was a mistake, one would have expected that Mr. Zahm should have taken affirmative steps to assure that the expenditure was fully accounted for by the candidates who paid their respective share of the invoice. Clearly, if it was Mr. Zahm's intent in March 2014 to have the candidates and not KCCC as being identified as paying for the mailer/brochure, one would expect Mr. Zahm to present some evidence that, in order to avoid violating the Election Code's reporting requirements, he would have informed the KCCC endorsed candidates that KCCC was not going to report the expenditures and expected each candidate to reflect the expenditure on their respective D-2 filings⁵. That was clearly not done.

By leaving the reporting issue open, some may argue that KCCC wanted to take credit for the mailer/brochure in the eyes of the electorate it was being mailed to, but did not want to take on the responsibility of reporting the expenditure on its D-2 filing. In other words, it is conceivable that KCCC wanted to appear as a robust committee in the public eye, while at the same time skirting around the reporting requirements set forth in the Election Code. Thus, considering the undisputed fact 1) that the mailer/brochure was conceived by KCCC and intended to endorse KCCC candidates, 2) that a \$6,585 invoice was sent to Mr. Zahm at his home, 3) that Mr. Zahm chose which of the endorsed candidates paid a pro rata share of the invoice, 4) that Mr. Zahm never had a conversation with the candidates regarding who would be responsible for reporting the expenditure, and 5) that the mailer/brochure identified it as being paid for by KCCC, it is difficult to believe that the attribution on the mailer/brochure was a mistake.

It should be noted that, while Zahm acknowledged that KCCC did not pay the Team Concept invoice, he conceded that, depending on the interpretation of the "in kind" reporting requirements of the Election Code, KCCC may have been required to include the payments made by the individual candidates as an "in kind" contributions on its D-2 filings. He further testified that he would be willing to have KCCC file an amended D-2 filing for March 31, 2014, to reflect that payments made by the endorsed candidates in the brochure/mailer as "in kind contributions" made to KCCC.

⁵ The schism between who actually paid for the mailer/brochure and the attribution appearing on the mailer/brochure resulted in some, but not all, of the candidates reporting their payment on their respective D-2 filings.

While the Election Code does not use that exact term "in kind", it does define both "contribution" and "expenditure"⁶ as including "purchase" and "anything of value." 10 ILCS 5/9-1.4(A) (1); 10 ILCS 5/9-1.5(A) (1). The statutory definition of a "Contribution" includes anything of value that constitutes an electioneering communication made in concert or cooperation with or at the request, suggestion, or knowledge of a candidate, a political committee, or any of their agents. 10 ILCS 5/9-1.4(A) (1.5) (2010). Thus, even if the candidates paid for the mailer/brochure, it was conceived, drafted and attributed to KCCC. Accordingly, it clearly constitutes a thing of value to KCCC; i.e.; it enhanced KCCC's stature, importance and gravitas in the eyes of the electorate it was sent to. Accordingly, it appears that KCCC should have reported the \$6,585 invoice as an "in kind" contribution on KCCC's D-2 filing.

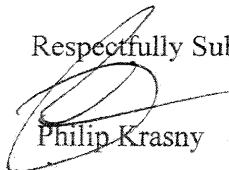
FINDINGS AND RECOMMENDATION

It is your Hearing Examiner's finding that the evidence presented by Complainant established that:

1. The brochure/mailer at issue is political communication as well as an electioneering communication;
2. That KCCC's 3/31/14 D-2 filings did not reflect any receipts and/or expenditures related to the preparation and distribution for the brochure/mailer.
3. That Mr. Zahm's testimony in the previous hearing (14 CD 109) should not be construed that he had acknowledged under oath that KCCC had paid for the mailer/brochure in this case.
4. That the failure to include required solicitation language on an email that includes the brochure/mailer and directly solicits funds is a violation of Section 9-9 of the Election Code.

Wherefore, it is recommended that, at a minimum, KCCC file an amended its 3/31/14 D-2 filing (and any other require filings), showing that the costs associated with the mailer/brochure was an in-kind contribution

Respectfully Submitted,


Philip Krasny

2/11/16
dated

⁶ The statutory definition of a "Expenditure " constitutes an electioneering communication made in concert or cooperation with or at the request, suggestion, or knowledge of a candidate, a political committee, or any of their agents. 10 ILCS 5/9-1.5(A)(20) (2010).



FORM

D-4

COMPLAINT FOR VIOLATION OF
THE CAMPAIGN DISCLOSURE ACT

FILED

COMPLAINANT NAME, ADDRESS AND TELEPHONE NUMBER:

Corey Johnson
2400 Big Timber Rd. #202B
Elgin, IL 60124
(847) 747-7430

vs.

JUL 06 2015

STATE BOARD OF ELECTIONS
CHICAGO, ILLINOISNo. 15CD102

NAME AND ADDRESS OF RESPONDENT:

Kane County Conservative Coalition
P.O. Box 1
Oshtemo, IL 61274

SECTION 1. HAS RESPONDENT FILED A STATEMENT OF ORGANIZATION AS A POLITICAL COMMITTEE WITH THE STATE BOARD OF ELECTIONS? ☒ Yes ☐ No

SECTION 2. STATUTORY PROVISIONS: STATE THE PORTIONS OF THE CAMPAIGN DISCLOSURE ACT (ARTICLE 9, ELECTION CODE) THAT HAVE BEEN VIOLATED. (USE ADDITIONAL PLAIN SHEETS IF NECESSARY AND REFER TO THIS SECTION.)

9-7(1); 9-9; 9-6(c); 9-11(a)(4)-(5) (10)-(13), (15); 9-11(6); 9-11(c)

SECTION 3. STATE THE NATURE OF THE OFFENSE(S) OR VIOLATION(S), IF APPLICABLE. (USE ADDITIONAL PLAIN SHEETS IF NECESSARY AND REFER TO THIS SECTION.)

See attached

SECTION 4. ATTACH ALL STATEMENTS, SCHEDULES, OR OTHER DOCUMENTS REFERRING TO THIS COMPLAINT.

VERIFICATION

I DECLARE THAT THIS COMPLAINT (INCLUDING ANY ACCOMPANYING SCHEDULES AND STATEMENTS) HAS BEEN EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS A TRUE AND CORRECT COMPLAINT AS REQUIRED BY ARTICLE 9 OF THE ELECTION CODE. I UNDERSTAND THAT THE PENALTY FOR WILLFULLY FILING A FALSE COMPLAINT SHALL BE A FINE NOT TO EXCEED \$500 OR IMPRISONMENT IN A PENAL INSTITUTION OTHER THAN THE PENITENTIARY NOT TO EXCEED 6 MONTHS, OR BOTH FINE AND IMPRISONMENT.

7/1/15

DATE


SIGNATURE OF COMPLAINANT

(IF COMPLAINANT IS A CORPORATION THEN
VERIFICATION MUST BE SIGNED BY AN AUTHORIZED
OFFICER AND ATTESTED TO BY THE SECRETARY)

PROOF OF SERVICE

I, Corey Johnson HEREBY SWEAR OR AFFIRM THAT I SERVED A COPY OF THE FOREGOING COMPLAINT UPON THE FOLLOWING:

a) BY PERSONALLY DELIVERING THE SAME ON THE ____ DAY OF _____, 20__ AT ____ O'CLOCK ____ M.
(NAME AND TITLE OF PERSON OR IF NAME IS UNKNOWN A PHYSICAL DESCRIPTION INCLUDING RACE, SEX, AND APPROXIMATE AGE).OR:

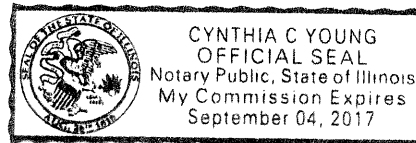
b) BY PLACING A COPY THEREOF IN THE UNITED STATES POSTAL SERVICES, PROPER POSTAGE PREPAID, TO THE ABOVE INDICATED ADDRESSES, ON THE 1 DAY July OF 2015, AT THE MAIL BOX OR POSTAL STATION LOCATED AT: North Aurora, Fcy Jcs


SIGNATURE OF COMPLAINANT OR AGENT

SUBSCRIBED AND SWORN TO BEFORE ME

THIS 1 DAY OF July, 2015

Cynthia C. Young
NOTARY PUBLIC



INSTRUCTIONS

1. THIS FORM IS USED TO FILE COMPLAINTS FOR VIOLATIONS ARISING OUT OF AN ACT TO REGULATE CAMPAIGN FINANCING (ILLINOIS REVISED STATUTES, CHAPTER 46, ART. 9-1 ET SEQ.). SEE RULES AND REGULATIONS OF THE STATE BOARD OF ELECTIONS FOR THE FILING AND HEARING OF COMPLAINTS.
2. THE FILING AND HEARING OF COMPLAINTS ARE GOVERNED BY RULES AND REGULATIONS ADOPTED BY THE BOARD. IF A COMPLAINT IS FILED WITHIN 60 DAYS PRIOR TO THE DATE OF AN ELECTION IN REFERENCE TO WHICH THE COMPLAINT IS FILED, THE COMPLAINANT MUST SERVE A COPY OF THE COMPLAINT UPON ALL RESPONDENTS PRIOR TO THE TIME OF FILING. COPIES OF THE RULES AND REGULATIONS ARE AVAILABLE UPON REQUEST.
3. COMPLAINTS MUST BE FILED BY MAIL OR IN PERSON AT EITHER OF THE FOLLOWING LOCATIONS:

STATE BOARD OF ELECTIONS

2329 S MACARTHUR BLVD
SPRINGFIELD, ILLINOIS 62704-4503

STATE BOARD OF ELECTIONS

STE 14-100
100 W RANDOLPH ST
CHICAGO, IL 60601-3232

Section 3: Violations of the Act

A review of the attached material demonstrates the multiple violations of Section 9 of the Act committed by the Kane County Conservative Coalition (hereafter "Committee").

The Committee filed a Statement of Organization with the Illinois State Board of Elections (hereafter "Board") on August 5, 2002. The Committee reported revenues in excess of \$5,000 on or before June 30, 2004, although the threshold for filing at that time was \$3,000. As a result of reaching that threshold sometime on or before June 30, 2004, the Committee is subject to all requirements under Section 9, including, but not limited to, reporting contributions and expenditures after that date.

Exhibit A is an email communication from Jon Zahm (hereafter "Chairman"), the Chairman of the Committee to George "Jerry" Bannister and others. This email is part of the record for a prior case before the State Board of Elections, 14 CD 109, in which the Coalition was sanctioned for violating the Act. In this email, the Chairman states that on March 14, 2014, "the Kane County Conservative Coalition voter guide was mailed to 19,000 targeted Republican households. Many guides arrived today [sic], the balance will hit Saturday. The KCCC was founded in 2002 by former Kane County Regional School Board President Jon Zahm, who lived in Kane County from 1988-2008 and who remains active in campaigns and elections in Kane County and all over Illinois." The email includes a list of endorsed Republican candidates for that election cycle, and it states "The Kane County Conservative Coalition is a Political Action Committee registered with the Illinois State Board of Elections." The email concludes with the statement that "Questions or comments about the endorsements are to be directed to Zahm at 630-946-8663 or kaneconservative@gmail.com."

Exhibit B is a copy of the 2014 political endorsement piece (hereafter "2014 mailer") mailed to voters by the Committee. The 2014 mailer matches the Chairman's description of the mailer in Exhibit A. The 2014 mailer includes the name of the Committee on its face and states that the Committee paid for the mailer. The 2014 mailer includes the name, phone number, and email address of the Chairman. The 2014 mailer lists the same names of endorsed Republican candidates up for election in the 2014 Republican primary election in March 2014 as mentioned in Exhibit A. The 2014 mailer is substantially similar to other political endorsement mailers sent to voters by the Committee in prior election cycles.

The Committee violated Section 9-9 of the Act with the 2014 mailer by failing to include the required disclosure statement as mandated by the Act.

Exhibit C is a copy of Form D2 submitted by the Committee to the Board for the last quarter of 2013 which indicates that the committee had \$103.50 in its account as of December 31, 2013.

Exhibit D is a copy of Form D2 submitted by the Committee to the Board for the first quarter of 2014 which indicates that the Committee reported no contributions and spent only \$31 from January-March 2014.

Exhibit E is an excerpt of the testimony of the Chairman at a hearing before the Board on December 18, 2014 as part of 14 CD 109. In this testimony made under oath in front of the Hearing Officer, the Chairman confirmed that he sent the email describing the 2014 mailer to Jerry Bannister and others (Exhibit A) and the facts therein. In the Chairman's own words both in writing and under oath, he confirmed that the Coalition sent out the 2014 mailer to approximately 19,000 households in March 2014.

Although the cost for designing, printing, and mailing of 19,000 copies of the 2014 mailer was not reported by the Committee, an estimate of the cost of designing, printing, and mailing 19,000 copies of a two-sided full color mailer would indicate a significant cost. Simply the fixed cost of the postage alone for mailing 19,000 copies at the lowest rate would greatly exceed the \$150 disclosure thresholds. The cost of printing and design only adds to the total expense of producing and distributing such a mailer.

It is reasonable to expect that the design, copying and mailing expenses of a piece mailed in March 2014 were incurred during the first quarter of 2014. However, according to Exhibits C and D, the Committee reported a total of \$103.50 in the account to end the fourth quarter of 2013 and begin the first quarter of 2014, which is clearly not enough to pay for the expense of the 2014 mailer. Exhibit D indicates that no contributions were reported to pay for the significant expenses associated with 19,000 copies of the 2014 mailer.

The Committee failed to report the contributions used to pay for the 2014 mailer in violation of Sections 9-11(a)(4), (5), (10) and (11). The Committee also potentially violated Section 9-10(c) and 9-11(b) to fund the 2014 mailer as contributions in excess of \$1,000 were likely necessary to pay for the expenses associated with 19,000 copies of a two-sided, full color political mailer.

The Committee is required to keep a detailed and exact account of all contributions and expenditures, as well as all contributor information required under the Act, per Section 9-7(1). The Board's review of the Committee's accounting will indicate the violations mentioned herein as well as other potential violations, including Section 9-7(1).

The Committee also failed to report the expenditures to the printer and/or mail house (and possibly designer, if not the same entity) to pay for the 2014 mailer, which certainly exceeded the reporting threshold of \$150, in violation of Sections 9-11(a)(12), (13), and (15). The Committee also potentially violated Section 9-11(c) to pay expenditure(s) for the 2014 mailer.

The Chairman's testimony at the December 18, 2014 hearing, a part of which is included as Exhibit E, confirms that the Coalition paid for the 2014 mailer. The Chairman explicitly stated, "Well, the Kane County Conservative Coalition paid for it." This statement confirms the Coalition's responsibility for the 2014 mailer and confirms the need for the Board's review of the Committee's numerous violations involved in failing to disclose contributions and expenditures associated with the 2014 mailing.

Exhibit F is a copy of another political mailing that was sent to voters in March 2012 (hereafter "2012 mailer"). The 2012 mailer is nearly identical in format, style, and design to the 2014 mailer. The 2012 mailer includes the same identifying information (i.e. return address, same name and phone of Chairman, etc.) as the 2014 mailer. Exhibit F is included for two reasons. First, it demonstrates another violation by the Committee. The 2012 mailer failed to include the required disclosure statement as mandated by Section 9-9 of the Act. Secondly, the piece, along with the other comments made by the Chairman, illustrates a pattern of sending these types of mailings over the years without regard to the laws governing campaign disclosure. The Committee and its Chairman have engaged in the behavior in the past as is evident in previous decisions of the Board.



Jerry Bannister <jbs2k04@gmail.com>

Kane County Conservative Coalition Endorsements

1 message

Jon Zahm <kaneconservative@gmail.com>

Bcc: jbs2k04@gmail.com

Fri, Mar 14, 2014 at 11:18 PM

March 14, 2014 (Batavia)- The Kane County Conservative Coalition (KCCC) voter guide was mailed to just under 19,000 targeted Republican households. Many guides arrived today, the balance will hit Saturday. The KCCC was founded in 2002 by former Kane County Regional School Board President Jon Zahm, who lived in Kane County from 1988-2008 and who remains active in campaigns and elections in Kane County and all over Illinois. In 2012, Zahm served as the Illinois State Political Director for Rick Santorum for President.

The 2014 endorsed candidates are, as follows:

Kirk Dillard and Jill Tracy for Governor and Lt. Governor
Jim Oberweis for United States Senate
Bob Grogan for Illinois State Treasurer
Larry Kaifesh for 8th Congressional District
Chris Balkema for 11th Congressional District
Kevin Williams for Kane County Sheriff
John A. "Jack" Cunningham for Kane County Clerk
Keith Wheeler for 50th District State Representative
Dan Ugaste for 65th District State Representative
DJ Tegeler for 16th Circuit, 3rd Sub Circuit Judge
James "Jim" Hallock for 16th Circuit Judge

The Kane County Conservative Coalition is a Political Action Committee registered with the Illinois State Board of Elections..

"The candidates endorsed are full spectrum conservatives who represent fiscally and socially conservative views and values. Kane County voters would be well served by all of them," Zahm said.

Kane County Conservative Coalition endorsed candidates who won Republican primaries and went on to serve admirably include Congressman Randy Hultgren, County Board Chairman Chris Lauzen, County Recorder Sandy Wegman,, County Treasurer David Rickert, County Auditors Bill Keck and Terry Hunt, County Circuit Clerk Tom Hartwell, County Clerk Jack Cunningham, and 16th Circuit Judges David Akemann and Bob Spence.

Questions or comments about the endorsements are to be directed to Zahm at 630-946-8683 or kaneconservative@gmail.com

-30-

Jon A. Zahm
Founder and Chairman, Kane County Conservative Coalition
Established 2002
Phone or text 630-946-8683

Mail- PO Box 4, Batavia, IL 60510

Please make a secure donation to support the work of the Kane County Conservative Coalition and the NO Rauner web site.

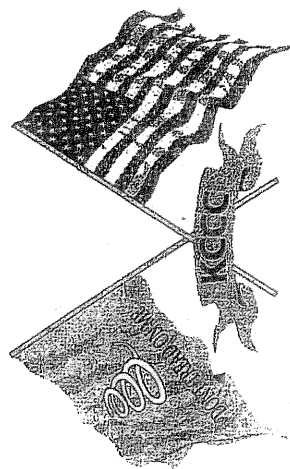
https://www.paypal.com/cgi-bin/webscr?cmd=_s-xclick&hosted_button_id=J2YS4KJECLG5J

Kane Cty Conservative PC.pdf
268K

Paid by Kane County Conservative Coalition

P.O. Box 4, Batavia, IL 60510

2014 Republican Primary Voter Guide



Kane County Conservative Coalition

*"The penalty good men pay for indifference
to public affairs is to be ruled by evil men"*

—Plato (427 B.C.–347 B.C.)

Helping Elect Conservatives since 2002

***You may bring our voter's guide into the polls, but
do not leave it in the voting booth. Call or e-mail
me with any questions or comments.***

Jon A. Zahm

Jon A. Zahm

President and Founder, KCCC

kaneconservative@gmail.com 630-946-VOTE

PRST STD
U.S. POSTAGE
PAID
RELANT DATA
PROCESSING

Kane County Conservative Coalition

Kirk Dillard and Jill Tracy for Governor and Lt. Governor- Both strong on pro-life and Second Amendment. Team endorsed by Illinois Citizens for Life PAC and FamilyPAC. Dillard is former Chief of Staff to Governor Roden. Go to www.moratorium.com to see the one candidate NOT to vote for, and why.

Jim Oberweis for United States Senate- Proven Illinois job creator in dairy and financial services businesses. Conservative record as IL State Senator.

Bob Grogan for State Treasurer- DuPage County Auditor, CPA and Certified Fraud Examiner. Pro-life and opposed to same sex marriage bill approved by his opponent.

Larry Kaifesh for 8th Congressional District- Decorated Marine Corps Vet with 5 overseas tours of service. Carpentersville native who was state wrestling champion. Pentagon experience.

Chris Balkema for 11th Congressional District- 20 years of manufacturing experience with CAT. Member of Grindy County Board with a pro-taxpayer and pro-transparency record. Full spectrum conservative.

Kevin Williams for Kane County Sheriff- Lieutenant of Community Policing with 22 years in Kane Sheriff's Office. 35 years total in public safety. Opponent has been retired from law enforcement for 5 years.

John A. "Jack" Cunningham for Kane County Clerk- Kane County Clerk since 2002 who has modernized the office and made Early and Absentee Voting more accessible. Runs a fiscally conservative office.

Keith Wheeler for 50th District State Rep.- 20 year business owner in IT field. Greater Aurora Chamber President. Conservative reformer and strong pro-life and traditional marriage proponent.

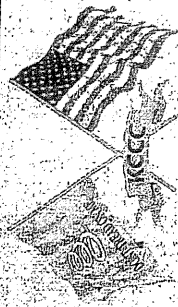
Dan Ugaste for 65th District State Rep.- Clear conservative in 3-way race against two moderates. Will reform worker's comp laws to help businesses compete. Strong pro-life and pro-traditional marriage supporter.

DJ Tegeler for 3rd Sub Circuit Judge- Over 24 years of varied legal experience including 200 jury trials. Conservative Republican values who will be a fair, but tough judge.

James "Jim" Hallock for 16th Circuit Judge- Associate Judge since 1991. Highly rated by peers for temperament and legal knowledge.

Endorses

The mission of the KCCC is to support men and women for public office who best represent conservative social and fiscal values while conducting themselves ethically and responsibly.



Kane County
Conservative Coalition

"The penalty good men pay for indifference to public affairs is to be ruled by evil men"

—Plato (427 B.C.-347 B.C.)

Ex C



FORM

D-2

 REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES
 (CHECK APPROPRIATE BOXES) (PLEASE TYPE OR PRINT IN BLACK INK)

- ☒ Quarterly Report:
 (check one) ☐ 1st, ☐ 2nd, ☐ 3rd, ☒ 4th
☐ Final Report
☐ Amendment of the Report Indicated Above

FOR OFFICE USE ONLY

STATE BOARD OF ELECTIONS

14 JAN 15 PM 4:10

Full name and complete mailing address of Political Committee:

Kane County Conservative Coalition
 P.O. Box 4
 Batavia IL 60510

☐ CHECK IF ADDRESS CHANGE

POLITICAL COMMITTEE

16931-6

e-mail address:

IDENTIFICATION No.

REPORTING PERIOD 10/1/13 12/31/13 FROM THRU	CASH AVAILABLE AT THE BEGINNING OF THE REPORTING PERIOD: \$ 103 ⁵⁰ Repeat this amount in SECTION D line (A).	ALL POLITICAL COMMITTEES RETURN TO: STATE BOARD OF ELECTIONS 2329 S. MacArthur Blvd. SPRINGFIELD, IL 62704-4503 OR STATE BOARD OF ELECTIONS JAMES R. THOMPSON CENTER 100 W RANOLPH ST, STE 14-100 CHICAGO, IL 60601-3232
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COMPLETE ALL SECTIONS FOR QUARTERLY AND FINAL REPORTS.

SECTION A - RECEIPTS

1. Individual Contributions
- a. Itemized (from Schedule A): \$ 0 (1a)
- b. Not-Itemized: \$ 0 (1b)
2. Transfers In
- a. Itemized (from Schedule A): \$ 0 (2a)
- b. Not-Itemized: \$ 0 (2b)
3. Loans Received
- a. Itemized (from Schedule A): \$ 0 (3a)
- b. Not-Itemized: \$ 0 (3b)
4. Other Receipts
- a. Itemized (from Schedule A): \$ 0 (4a)
- b. Not-Itemized: \$ 0 (4b)
- TOTAL RECEIPTS (1a thru 4b) \$ 0

5. In-Kind Contributions
- a. Itemized (from Schedule I): \$ 0 (5a)
- b. Not-Itemized: \$ 0 (5b)
- TOTAL IN-KIND (5a+5b) \$ 0

 Name & address of person submitting this report if other than the
 committee's chairman or treasurer:

SECTION B - EXPENDITURES

6. Transfers Out
- a. Itemized (from Schedule B): \$ 0 (6a)
- b. Not-Itemized: \$ 0 (6b)
7. Loans made
- a. Itemized (from Schedule B): \$ 0 (7a)
- b. Not-Itemized: \$ 0 (7b)
8. Expenditures
- a. Itemized (from Schedule B): \$ 0 (8a)
- b. Not-Itemized: \$ 0 (8b)
9. Independent Expenditures
- a. Itemized (from Schedule B-9): \$ 0 (9a)
- b. Not-Itemized: \$ 0 (9b)
- TOTAL EXPENDITURES (6a thru 9b) \$ 0

SECTION C - DEBTS AND OBLIGATIONS

(include previously reported unpaid debts)

10. a. Itemized (from Schedule C): \$ 0 (10a)
- b. Not-Itemized: \$ 0 (10b)
- TOTAL DEBTS & OBLIGATIONS: \$ 0

SECTION D - CASH BALANCE

- Cash available at the beginning of the
 the reporting period: \$ 103⁵⁰ (A)
- Total Receipts from Section A: \$ 0 (B)
- Total Cash (A) plus (B): \$ 103⁵⁰ (C)
- Total Expenditures from Section B: \$ 0 (D)
- Funds available at the close of the
 reporting period (C) minus (D): \$ 103⁵⁰ (E)
- INVESTMENTS TOTAL: \$ 0 (F)

VERIFICATION

I DECLARE THAT THIS QUARTERLY REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES (INCLUDING ACCOMPANYING SCHEDULES AND STATEMENTS) HAS BEEN EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS A TRUE, CORRECT AND COMPLETE REPORT AS REQUIRED BY ARTICLE 9 OF THE ELECTION CODE. I UNDERSTAND THAT WILLFULLY FILING A FALSE OR INCOMPLETE STATEMENT IS SUBJECT TO A CIVIL PENALTY OF AT LEAST \$1001 AND UP TO \$5000.

SIGNATURE OF COMMITTEE'S TREASURER OR CANDIDATE ONLY

THIS FORM MAY BE REPRODUCED

PAGE 1 of 2

DATE

REVISED 1/1/11

Ex D



FORM

D-2

 REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES
 (CHECK APPROPRIATE BOXES) (PLEASE TYPE OR PRINT IN BLACK INK)

- ☐ Quarterly Report
 (check one) ☒ 1st, ☐ 2nd, ☐ 3rd, ☐ 4th
☐ Final Report
☐ Amendment of the Report Indicated Above

FOR OFFICE USE ONLY

STATE BOARD OF ELECTIONS

14 APR 15 PM 4:11

Full name and complete mailing address of Political Committee:

 Kane County Conservative Coalition
 PO Box 4
 Batavia, IL 60510-0004

POLITICAL COMMITTEE

 Committee ID: 16931
 06
☐ CHECK IF ADDRESS CHANGE

e-mail address:

IDENTIFICATION No.

REPORTING PERIOD		CASH AVAILABLE AT THE BEGINNING OF THE REPORTING PERIOD: \$ 103 ⁵⁰ Repeat this amount in SECTION D line (A).	ALL POLITICAL COMMITTEES RETURN TO:	
FROM 1/1/14	THRU 3/31/14		STATE BOARD OF ELECTIONS 2329 S MACARTHUR BLVD SPRINGFIELD, IL 62704-4503	OR STATE BOARD OF ELECTIONS JAMES R THOMPSON CENTER 100 W RANDOLPH ST STE 14-100 CHICAGO, IL 60601-3232

SECTION A - RECEIPTS

1. Individual Contributions

 a. Itemized (from Schedule A): \$ 0 (1a)
 b. Not-Itemized: \$ 0 (1b)

2. Transfers In

 a. Itemized (from Schedule A): \$ 0 (2a)
 b. Not-Itemized: \$ 0 (2b)

3. Loans Received

 a. Itemized (from Schedule A): \$ 0 (3a)
 b. Not-Itemized: \$ 0 (3b)

4. Other Receipts

 a. Itemized (from Schedule A): \$ 0 (4a)
 b. Not-Itemized: \$ 0 (4b)

TOTAL RECEIPTS (1a thru 4b) \$ 0

5. In-Kind Contributions

 a. Itemized (from Schedule I): \$ 0 (5a)
 b. Not-Itemized: \$ 0 (5b)

TOTAL IN-KIND (5a+5b) \$ 0

 Name & address of person submitting this report if other than the
 committee's chairman or treasurer:

SECTION B - EXPENDITURES

6. Transfers Out

 a. Itemized (from Schedule B): \$ 0 (6a)
 b. Not-Itemized: \$ 0 (6b)

7. Loans made

 a. Itemized (from Schedule B): \$ 0 (7a)
 b. Not-Itemized: \$ 0 (7b)

8. Expenditures

 a. Itemized (from Schedule B): \$ 0 (8a)
 b. Not-Itemized: \$ 31⁰⁰ (8b)

9. Independent Expenditures

 a. Itemized (from Schedule B-9): \$ 0 (9a)
 b. Not-Itemized: \$ 0 (9b)
TOTAL EXPENDITURES (6a thru 9b) \$ 31⁰⁰

SECTION C - DEBTS AND OBLIGATIONS

(Include previously reported unpaid debts)

 10. a. Itemized (from Schedule C): \$ 0 (10a)
 b. Not-Itemized: \$ 0 (10b)

TOTAL DEBTS & OBLIGATIONS: \$ 0

SECTION D - CASH BALANCE

Cash available at the beginning of the

the reporting period: \$ 103⁵⁰ (A)

Total Receipts from Section A: \$ 0 (B)

Total Cash (A) plus (B): \$ 103⁵⁰ (C)Total Expenditures from Section B: \$ 31⁰⁰ (D)

Funds available at the close of the

reporting period (C) minus (D): \$ 72⁵⁰ (E)

INVESTMENTS TOTAL: \$ 0 (F)

VERIFICATION

 I DECLARE THAT THIS QUARTERLY REPORT OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES (INCLUDING ACCOMPANYING SCHEDULES AND STATEMENTS) HAS
 BEEN EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS A TRUE, CORRECT AND COMPLETE REPORT AS REQUIRED BY ARTICLE 9 OF THE
 ELECTION CODE. I UNDERSTAND THAT WILLFULLY FILING A FALSE OR INCOMPLETE STATEMENT IS SUBJECT TO A CIVIL PENALTY OF AT LEAST \$1001 AND UP TO
 \$5000

SIGNATURE OF COMMITTEE'S TREASURER OR CANDIDATE ONLY

DATE

THIS FORM MAY BE REPRODUCED

PAGE 1 of 2

REVISED 1/1/11

Ex E

HEARING 12/18/2014

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BEFORE THE STATE BOARD OF ELECTIONS
OF THE STATE OF ILLINOIS.

COREY JOHNSON,)

Petitioner,)

vs.) No. 14 CD 109

KANE COUNTY CONSERVATIVE)

COALITION,)

Respondents.)

Report of proceedings had at the hearing in
the above-entitled cause before the HEARING OFFICER PHIL
KRASNY, commencing at 1:00 p.m. on the 18th day of
December, A.D., 2014.

APPEARANCES:

DOWD, BLOCH, BENNETT & CERVONE, by

MR. JOSIAH A. GROFF

On behalf of the Petitioner;

MR. JON ZAHM

On behalf of the Respondents.

ALSO PRESENT:

Mr. Corey Johnson

1 this already, about my friendship going back with him to
2 the 1980's. And I would say for clarification, although
3 that was a nice conversation we just had over a bunch of
4 documents, it's really not a lot of work. It may sound
5 like a lot of work, but we are talking about touching up
6 a couple of mailers and putting up a couple Facebook
7 posts.

8 Q. I want to ask about Exhibit GG.

9 A. Okay.

10 Q. I'm sorry, Exhibit FF, the one before this.
11 These -- do you see where there's questions here and
12 numbered paragraphs?

13 A. Yes.

14 Q. Were these the questions for the Victory Media
15 Group poll?

16 A. Yes.

17 Q. And did you write those questions?

18 A. Yes. After 27 years of doing this, you'd be
19 surprised how quickly I can come up with stuff like
20 that. Maybe I shouldn't put it in the record or my
21 clients -- I wouldn't be able to charge as much.

22 Q. And turning to Exhibit GG, this is an E-mail
23 that you wrote and blind carbon copied to Jerry
24 Bannister?

1 A. Yes. Actually not just to him, but to a large
2 group of activists, politicians, such people.

3 Q. And the E-mail, we can read it, but generally
4 it describes a mailer that the Kane County Conservative
5 Coalition sent out; is that correct?

6 A. Yes.

7 Q. And this mailer are the next two pages of
8 Exhibit GG, 6 and 7?

9 A. Yes.

10 Q. And the E-mail says that the mailer went out
11 to just under 19,000 targeted Republican households; is
12 that correct?

13 A. Yes.

14 Q. And the mailer actually did go out, as far as
15 you know?

16 A. Yes.

17 Q. And the return address on the mailer is the
18 Kane County Conservative Coalition's PO box, PO Box 4 in
19 Batavia, Illinois?

20 A. Yes.

21 Q. Who paid for this mailer?

22 A. I'd like to know what the relevance of this
23 question is to this case?

24 HEARING OFFICER KRASNY: Overruled, you can answer

1 that question. This is for the same primary we are
2 talking about. We are talking about the primary in
3 which Gillette and Koukol are running.

4 MR. GROFF: It's the same election, the March 2014
5 election.

6 HEARING OFFICER KRASNY: Okay. Then it's
7 overruled.

8 BY THE WITNESS:

9 A. Well, the Kane County Conservative Coalition
10 paid for it. Are you asking where Kane County
11 Conservative Coalition got the money to pay for it?

12 Q. I would ask that question, yeah.

13 A. I don't know --

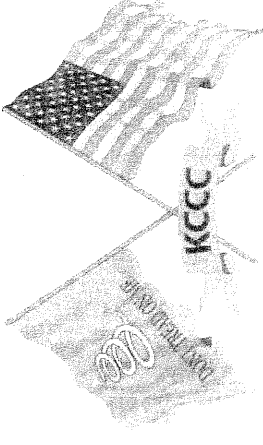
14 MR. ZAHM: I would object to the relevance of how
15 that has to do with Kendall county Taxpayers for Good
16 Government, Dan Koukol, Debbie Gillette, none of those
17 candidates are mentioned in this mailer. He's basically
18 doing an investigation right now into my committee
19 outside of the scope of this hearing, so I would object
20 to this.

21 HEARING OFFICER KRASNY: I am going to overrule.
22 The reason I am overruling it is because the allegation
23 is that the money that was paid for the mailer at issue
24 should have been identified in the filings, the two

Paid by Kane County Conservative Coalition

P.O. Box 4, Batavia, IL 60510

2012 Republican Primary Voter Guide



Kane County Conservative Coalition

"The penalty good men pay for indifference
to public affairs is to be ruled by evil men"

—Plato (427 B.C.-347 B.C.)

Needing Elect Conservatives since 2012

*You may bring our voter's guide into the polls, but
do not leave it in the voting booth. Call or e-mail
me with any questions or comments.*

for a John
Jon A. Zahm
President and Founder, KCCC
kaneconservative@gmail.com 630-846-VOTE

PRST STD
U.S. POSTAGE
PAID
RELIANT DATA
PROCESSING

2
Or Current Voter at
Aurora, IL 60505

Ex F

Kane County Conservative Coalition Endorses

Chris Lauzen for Kane County Board Chairman- CPA, MBA who is the top conservative in the State Senate. Now coming back from Springfield to turn around Kane County government. Will freeze Kane property tax levy and end insider deals and cronism.

Tom Hartwell for Kane County Circuit Clerk- JD, MBA with 27 years experience working with legal records. State champion baseball manager and longtime community volunteer with technology and business experience. Will run a tight ship government office.

Terry Hunt for Kane County Auditor- 37 years accounting experience, 14 years as Chief Financial Officer, farm owner and Village Trustee- will be an independent auditor with a watchdog for the taxpayers approach, endorsed by conservative Bill Keck, Auditor 1992-2012

Dr. Robert N. Tinkali for Kane County Coroner- Dr. Bob is the only Doctor running for Coroner. 24 years of medical investigation experience and 15 years managing a medical office with more employees and budget than the Coroner's office. Will work to prevent avoidable child deaths and reduce suicides.

Cliff Surges for Senate District 33- 20 years building a successful insurance business. President of HS Sports Booster Club and longtime youth sports coach. Pro-life, pro-traditional marriage, and will work to repeal Democrats' 2011 tax increases.

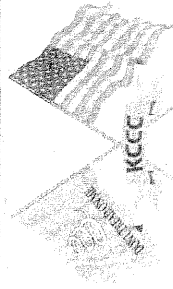
Sal Abbate for County Board District 2- (Aurora/North Aurora)- Conservative businessman and family man, government reformer

Susan Starrett for County Board District 10- (Batavia/North Aurora)- MBA. Manages medical office. New ideas, conservative values. KLC endorsed her opponent Van Cleave in 2004. We regret the decision. He has become a rubber stamp on the board for bigger government and the will of the insiders. Replace him with Starrett.

Robert Saucedo for County Board District 16- (South Elgin/Elgin)- Young rising star. Expert in technology and communications. Rob's opponent is 8-year incumbent Kenyon who voted to double the county portion of the gas tax.

Darryl Scheffler for County Board District 22 (Elgin)- Highly regarded attorney and community volunteer. Independent conservative.

The mission of the KCCC is to support men and women for public office who best represent conservative social and fiscal values while conducting themselves ethically and responsibly.



Kane County
Conservative Coalition

"The penalty good men pay for indifference to public affairs is to be ruled by evil men"
—Plato (427 B.C.-347 B.C.)

STATE BOARD OF ELECTIONS

2329 South MacArthur Blvd.

Springfield, Illinois 62704

217/782-4141

Tom Newman

Director, Division of Campaign Disclosure

To: Members of the Board, Steven S Sandvoss, Executive Director & Ken Menzel, General Counsel

Re: Settlement Offers

Date: March 29, 2016

Presented once again for the Board's consideration is a revised version of the settlement offer policy for political committees who have been assessed civil penalties. The proposed revisions attempt to address several concerns, including an exception for smaller committees with low average fund balances and a provision to take into account situations where a candidate or committee may have access to funds from multiple committees under their control.

I welcome any questions or suggestions from the Board in regards to these proposed changes.

Board Settlement Offer Guidelines (revised):

Settlement offers should be limited to those committees for whom the fine represents an undue hardship or who otherwise lack the funds or the ability to raise funds to pay the fine. The committee must be able to explain or demonstrate why they are unable to raise enough funds to pay the total fine.

Generally, a settlement offer should only be considered if the ratio of the fine to the committee's average fund balance or average total cash receipts, whichever is larger, on each of its 4 most recent Quarterly Reports is greater than 50%. Contributions on Schedule A-1 reports filed since the last Quarterly Report may be considered in this calculation, as may funds in other political committees, including federal committees, controlled by the candidate or committee requesting the settlement. A review of the fine-to-fund balance ratio may not be applicable if the requesting committee has filed a Final Report.

Settlement offers should, in most cases, not be accepted if the offered amount is less than 50% of the unpaid fine total; nor if the total penalty owed is ~~\$500 or less~~ less than \$500.

However, if the committee's average fund balance (see above) is \$1,000 or less:

- 1) if the total penalty owed is less than \$500, a settlement offer of at least 50% of the unpaid fine total may be acceptable; and
- 2) if the unpaid fine total exceeds the committee's average fund balance, a settlement offer of at least 50% of the committee's current fund balance may be acceptable.

Consideration may also be given to special circumstances, such as if a committee is fined for a late A-1 comprised of contributions or loans from the candidate to his/her own committee, or money transfers from a local chapter of a labor organization to its State organization. In addition, the Board may take into account the type of contribution at issue. For instance, a cash contribution being a liquid asset, makes it easier for the committee to pay an assessment vs. an in-kind donation in the form of goods or services. However, the value of an in-kind contribution shall be considered as well in terms of accepting a settlement offer.

The Committee's past filing history may also be considered as part of this determination.

There shall be no acceptance of a settlement for fines resulting from a Board finding of willfulness in connection with the delinquent filing.

The Board reserves the right to deviate from these guidelines regarding any offer, if the Board determines that the circumstances warrant such deviation.

STATE BOARD OF ELECTIONS
2329 S MacArthur Blvd
Springfield, Illinois 62704
217/782-4141

Tom Newman

Director, Campaign Disclosure Division

To: Members of the Board, Steve Sandvoss, Executive Director, Ken Menzel, General Counsel

Re: Civil Penalty Assessments Necessitating a Final Board Order

Date: April 8, 2016

Listed below are committees that have been assessed a civil penalty for the delinquent filing of the June, September & December 2015 Quarterly reports, D-1 Statement of Organization, Schedule A-1's and "multi-assessments". These violations were not appealed & should be issued a Final Board Order.

December 2015 Quarterly Report			
Cmte No	Cmte Name	Fine Amt.	Stayed/Due
172	The Jo Daviess County Democratic Central Comm	250	Stayed
294	Marshall County Republican Central Cmte	300	Stayed
443	West Central IL Labor Council COPE Comm	400	Due
588	JJM PAC	100	Stayed
1061	Committee to Re-Elect Gary Hannig	50	Stayed
1530	Local 148 Intl Union of Operating Engineers II PAC	600	Stayed
4434	York Township Republican Committeemen's Organization	100	Due
4617	Friends of Bobby Rush	400	Stayed
4874	Antioch Twp Republican Club	25	Stayed
5053	St Charles Twp Republican Central Comm	25	Stayed
5301	Aurora Township Democratic Central Cmte	75	Due
5787	Edwardsville Twp Republican Committeemen	150	Due
8393	Friends of Rosemarie Long **	225	Stayed
9213	PAC of Local Union 99	50	Stayed
11188	Gail Mitchell for Mayor **	250	Stayed
12494	Citizens to Elect Darryl Lindberg	200	Stayed
14057	Rochester Education Assn PAC	500	Stayed
14066	Friends of Juan Thomas	450	Due
14150	Growing Communities Helping Students	400	Stayed
14648	Education First Committee	400	Stayed
14895	Committee for a Better Berwyn	75	Due
15141	Canteen Township Democratic Org	350	Stayed
16477	Friends of Steve Carlson	100	Stayed
17049	Ironworkers District Council of Chicago & Vicinity PAC	50	Stayed
17441	Illinois Assn of Chiefs of Police PAC	150	Due
18445	Dundee Twp Republican Central Committee, Inc	225	Stayed
18844	Aurora Township Democratic Team	375	Due
19423	Citizens for Esther Golar	300	Due
19519	Taxpayers for Houlihan	225	Stayed

19565	Northern IL Coordinated Campaign Comm	200	Stayed
20737	Friends of Brendan Appel	75	Due
20747	Charles Eastwood Campaign Committee	100	Due
21361	Friends of Emil Jones III	800	Due
21431	Friends of Nancy	100	Stayed
21456	Bricklayers Local 6 PAC Fund	250	Stayed
21626	Citizens for Beth Akeson	125	Due
21694	Stein for Mayor **	125	Stayed
22035	Citizens for Michael Bram	100	Stayed
22126	Friends of Jeffrey Tobolski	50	Stayed
22135	Friends of Porter McNeil	300	Stayed
22296	Committee to Elect Carol Clark	375	Due
22446	Friends of Kari Steele	25	Stayed
22615	Citizens to Elect Steve Egan	25	Stayed
22642	Madison County Republicans for Truth	300	Due
22868	Citizens for Jonathan Stamps	300	Due
23355	Friends of Steve Morley	25	Stayed
23692	Friends of Jim Hickey	1050	Due
23845	Black Hawk College Teachers & Prof Union Local 1836	500	Stayed
23944	Friends to Elect Mary McClellan	500	Due
24242	Committee to Elect Jamie Blake	25	Stayed
24599	Citizens to Elect Pat Liston **	150	Due
24615	Citizens for Competitive Electricity	100	Due
24781	Friends to Elect Rick Olson	75	Due
24954	What Would it Take	75	Due
24982	Friends of Junaid M Afeef	900	Due
25164	Citizens to Elect Michael D Theisen	75	Stayed
25170	Crete Township Democratic Candidates	50	Stayed
25198	Friends of Bill Catching	375	Due
25457	Friends of John Mahoney	450	Stayed
25524	Mel Ferrand for Illinois	550	Due
25624	Committee to Elect Joe Laiacona **	900	Due
25625	Cuba Township Republicans	50	Stayed
25643	Committee to Elect Stefanie Linares **	225	Stayed
25734	Friends of Peoria County Schools	75	Stayed
25751	Friends to Elect Dr Julie Cosimo	450	Due
25918	Citizens for Annisa Wanat	25	Stayed
25942	Yes for EMS **	700	Due
25977	Jorge Mujica for Alderman	375	Stayed
26005	Citizens for Rose Martinez	325	Stayed
26045	Save Barrington Hills **	750	Due
26072	Citizens for Ricardo	75	Stayed
26134	Friends of Shajan	25	Stayed
26187	Chicago 27th Ward Republican Committee **	50	Due
27351	Citizens for Cassell **	100	Due
28435	Citizens for Cottrell **	350	Stayed

28444	Citizens for Maurice West II	100	Stayed
29514	Friends of Sonia Khalil **	750	Due
31629	7th Ward Republican Org	225	Stayed
31639	4th Ward Republican Organization	50	Due
31679	Taxpayers for Meister	375	Due
31721	Southside Democracy for America (SDFA)	600	Due
31731	Citizens for Shane Bouvet **	250	Stayed
31738	Committee to Elect Rhonda Crawford for Judge	150	Stayed
31784	Benson Campaign Fund	125	Stayed
31786	Friends of Shirley Coleman	400	Stayed
31814	Committee to Elect Charles R Rea	300	Stayed
31819	Citizens to Elect Linda D Jernigan **	350	Stayed
31836	Fix Illinois Now! **	250	Stayed
31845	Voter Data Information PAC	125	Stayed
31855	16th Ward Organization	250	Stayed
31862	Committee to Elect William Butch R Fields for Coroner	300	Stayed
31871	Citizens to Elect Gregory A (Greg) Beitel	150	Stayed
31877	Lapapa For Justice	50	Stayed
31879	Citizens to Elect David Boomer	25	Stayed
31884	Friends of Ross Breckenridge	75	Stayed
31887	Citizens for Powers	300	Stayed
31889	Citizens for John J Wett	300	Stayed
September 2015 Quarterly Report			
Cmte No	Cmte Name	Fine Amt.	Stayed/Due
596	INA-PAC (SNAPI)	2100	Stayed
24874	South Holland Regular Democratic Org, Inc	775	Stayed
24995	Friends of Michelle Royster	775	Stayed
25218	Friends of Sarah Delano Pavlik	725	Stayed
25312	Taxpayers for Bussey	4575	Due
25371	Committee to Elect Karen Elyea	4275	Due
25724	Friends for Keith Matune	2200	Due
29501	Re-Elect Traci O'Neal Ellis	2200	Due
29507	Friends of Reyna Montes	1325	Stayed
31677	Ioana Salajanu for Judge	1950	Stayed
June 2015 Quarterly Report			
Cmte No	Cmte Name	Fine Amt.	Stayed/Due
26202	Friends of Dan Jackson **	2875	Stayed
29566	Team D230 **	4350	Due
D-1 Statement of Organization			
Cmte No	Cmte Name	Fine Amt.	Stayed/Due
31893	Citizens for DeSutter	650	Stayed

Schedule A-1 (16 AD)			
Cmte No	Cmte Name	Amt of Fine	A-1 %
162	Grundy County Republican Central Cmte	1207	10
12214	27 th Ward Reg Democratic Org	750	50
19178	Annual Roosevelt Cocktail Party Cmte	500	10
21482	Friends for Cesar A Santoy	1250	50
30620	Citizens to Elect Jennifer Cifaldi	500	10
31803	Laura J Cook for County Clerk & Recorder	500	10
Schedule A-1 (15 AS)			
Cmte No	Cmte Name	Amt of Fine	A-1 %
535	Illinois Funeral Directors Assn PAC (IFDA-PAC)	638	10
5376	Regular Woodside Republican Comm	500	10
6380	Citizens for Joe Moore	500	10
8798	Western Kane County Republican Org	2500	10
12697	Citizens for Thaddeus Jones for 3 rd Ward Alderman	500	100
20873	Friends of Heather Steans	500	10
21565	Friends of Nick Sauer	1259	10
23370	Jennifer Watson for State's Attorney	17500	10
24013	Friends of Laura Fine for State Rep	1250	10
24399	Citizens for Amy Grant	750	10
26162	Friends of Milly Santiago	500	10
31634	Citizens to Elect Judge April Troemper	500	10
31641	Committee to Elect Anthony E Simpkins	500	10
Schedule A-1 (15 AM)			
Cmte No	Cmte Name	Amt of Fine	A-1 %
27310	Friends of Steve Purduski	500	10
27370	Citizens for S Coleman	1500	10
27397	Citizens to Elect Ed Macek	500	10
27417	The New You 46 **	1387	10
Schedule A-1 (15 AD)			
Cmte No	Cmte Name	Amt of Fine	A-1 %
27263	Millennial Action Cmte	500	10
MA "Multi-assessments" (A-1's from 2 quarters)			
Cmte No	Cmte Name	Amt of Fine	A-1 %
21644	Preckwinkle for President	7500	
29588	Citz for the Future of Winfield	10211	
MA "Multi-assessments" (Quarterly & A-1)			
Cmte No	Cmte Name	Amt of Fine	A-1 %
4250	Il Interior Design Coalition	4609	50
26217	Citz to Elect Derrick G Curtis	1250	10

MA “Multi-assessments” (2 Quarterly)			
Cmte No	Cmte Name	Amt of Fine	Previous Violations
20179	Citizens to Elect John S “Whitey” Peters **	7525	No
25952	Friends of Ted Williams III	9050	1 Q
26044	Glenwood People’s Party	8825	3 Q’s
26118	Friends of Juan Huizar **	13825	No
26139	Friends of Dominic Elijah Watson	4025	1 Q
26206	Friends for Jocelyn Hare **	3775	No
29535	Concerned Citizens April 2015 **	5500	No
30619	Cmte to Elect Luke Casson	5650	No

(** - DENOTES COMMITTEES THAT HAVE FILED A FINAL REPORT)

STATE BOARD OF ELECTIONS
2329 S. MacArthur Blvd
Springfield, Illinois 62708
217/782-4141

Tom Newman

Director, Campaign Disclosure Division

To: Steven S. Sandvoss, Executive Director, Members of the Board

Re: Payment of Civil Penalty Assessments - Informational

Date: April 5, 2016

The following committees have made payment of outstanding civil penalties for the period 3/04/2016 - 4/5/2016

- Citizens for Karen Mills - \$150.00 (\$3.53 credit card fee)
- Jesse G Reyes - \$125.00
- Iron Workers Local 392 PAC - \$900.00
- Friends of Rita Mayfield - \$500.00
- Committee to Elect Lauren Staley Ferry - \$175.00 (\$4.11 credit card fee)
- Committee to Re-elect Roy Mosley - \$125.00
- Friends of Dan Irving - \$275.00
- Friends of James Sexton - \$500.00
- Friends of Theresa Mah - \$385.00
- Friends of Sean McDermott - \$100.00
- Grundy County Democrat Central Committee - \$525.00
- Illinois Athletic Trainers Association - \$200.00 (4.70 credit card fee)
- Friends of Noel Talluto - \$425.00
- Teamsters Local Union No. 916 - \$1500.00
- Illinois Growth PAC - \$900.00
- Friends of Junaid M. Afeef - \$300.00 (\$7.05 credit card fee)
- Wheaton Warrenville PAC - \$350.00
- Lake County Life PAC - \$275.00
- Illinois Athletic Trainers Association - \$200.00 (\$4.70 credit card fee)
- Friends of Napoleon Harris - \$100.00 (\$2.35 credit card fee)
- Citizens to Elect David Moore - \$500.00
- Friends of Richard Boykin - \$725.00
- McLean County Farm Bureau - \$450.00
- Elect Michael A Urban - \$125.00 (\$2.94 credit card fee)
- Citizens for Ryan Higgins - \$87.00 (\$2.04 credit card fee)
- Citizens for Chris Nybo - \$178.00
- Neighbors for Robert Murphy - \$425.00
- United Residents Party - \$200.00
- Citizens for a Better Steger - \$11700.00

- DGEA Coalition 99 - \$3950.00
- Hinsdale High School Teachers Assoc. IPACE Funds - \$1300.00
- Friends of Josina Morita - \$2500.00
- Friends of Mary E. Flowers - \$350.00
- Friends of Dan Irving - \$250.00
- Madison County Democratic Central Committee - \$199.00
- Boone County Republican Central Committee - \$1750.00
- Citizens to Elect John Arena - \$438.00
- Friends of Dennis Shackelford - \$325.00
- Citizens to Elect Jeffrey A Schaefer - \$75.00
- Illinois Farm Bureau Activator - \$100.00
- Citizens for Vicky Conder - \$300.00
- Citizens for Elizabeth Hernandez - \$1250.00
- Friends of John Thomas Donovan - \$1150.00

TOTAL : \$36,337.00

Monthly Total:

1/1/16 to 2/4/16: \$42,670.82

2/5/16 to 3/2/16: \$8,122.91

3/3/16 to 4/5/16: \$36,337.00

Year to Date Total: \$87,130.73



From the desk of.... Steven S. Sandvoss, Executive Director
Phone: 217-557-9939
Email: ssandvoss@elections.il.gov

To: Charles W. Scholz, Chairman
Ernest L. Gowen, Vice Chairman
Members of the Board

Re: Primary Election Day Issues - 2016

Date: April 5, 2016

A report will be submitted under separate cover that will address the ballot shortage issues that occurred in certain jurisdictions within the State during the recent Primary Election, as well as problems experienced by McHenry County officials in the operation of their electronic poll books. A brief discussion on related litigation involving Adams County will also be included.

STATE BOARD OF ELECTIONS



From the desk of.... Kyle Thomas
Director of Voting and Registration Systems
Phone: 217-782-1590
Email: kthomas@elections.il.gov

To: Steven Sandvoss, Executive Director

Re: 2016 General Primary Election 2:00 AM Survey

Date: April 4, 2016

Since the Primary of 2010, the Board has asked the staff to conduct a 2:00 AM survey, in order to gain insight on how many precincts had issues getting their returns into the election authorities and of what those issues consisted. For the 2016 General Primary Election, our survey results show that DuPage County and the City of Chicago had Election night returns arrive after 2:00 AM and McHenry County and the City of East St. Louis were still counting early ballots and vote-by-mail ballots respectively until after 2:00 AM.

DuPage County had human errors in three polling places where the judges uploaded results for only one type of tabulator and did not upload the other (each polling place has two types, a touch-screen ADA compliant tabulator and an optical scan tabulator). The errors were identified and corrected shortly thereafter. As with previous elections, the City of Chicago's issues were fairly consistent and show to be the result of either human error with uploading the results or a mechanical error with the upload. In all cases, the ballots were either rerun on the following day, after which the results were uploaded and made available or the cartridge/memory sticks were located and uploaded.

TOTALS AND DETAILS LISTED FOR CHICAGO BELOW:

Reasons for delay:

Ward 1 Precinct 43

Insight Memory pack and E2P memory stick were not transmitted in the precinct or from remote transmit location. Memory pack and memory stick were located and loaded into the system.

Ward 2 Precinct 12

Insight Memory pack had an OCX error (memory pack pulled out before Insight turned off). Ballots were re-ran during Obvious Discrepancy process on March 16th.

Ward 2 Precinct 27

E2P Memory stick was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 3 Precinct 38

Insight Memory pack was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 4 Precinct 18

Insight Memory pack had an OCX error (memory pack pulled out before Insight turned off). Ballots were re-ran during Obvious Discrepancy process on March 16th.

Ward 12 Precinct 18

E2P Memory stick was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 13 Precinct 45

E2P Memory stick was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 15 Precinct 22

Insight Memory pack had an OCX error (memory pack pulled out before Insight turned off). Ballots were re-ran during Obvious Discrepancy process on March 16th.

Ward 16 Precinct 4

E2P Memory stick was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 17 Precinct 07

Insight Memory pack and E2P memory stick were not transmitted in the precinct or from remote transmit location. Memory pack and memory stick were located and loaded into the system.

Ward 17 Precinct 21

E2P Memory stick was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 20 Precinct 30

Insight Memory pack had an OCX error (memory pack pulled out before Insight turned off). Ballots were re-ran during Obvious Discrepancy process on March 16th.

Ward 21 Precinct 5

Insight Memory pack had an OCX error (memory pack pulled out before Insight turned off). Ballots were re-ran during Obvious Discrepancy process on March 16th.

Ward 23 Precinct 9

Insight Memory pack had an OCX error (memory pack pulled out before Insight turned off). Ballots were re-ran during Obvious Discrepancy process on March 16th.

Ward 23 Precinct 19

Insight Memory pack had an OCX error (memory pack pulled out before Insight turned off). Ballots were re-ran during Obvious Discrepancy process on March 16th.

Ward 23 Precinct 31

E2P Memory stick was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 27 Precinct 32

Insight Memory pack had an OCX error (memory pack pulled out before Insight turned off). Ballots were re-ran during Obvious Discrepancy process on March 16th.

Ward 28 Precinct 2

E2P Memory stick was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 28 Precinct 8

Insight Memory pack and E2P memory stick were not transmitted in the precinct or from remote transmit location. Memory pack and memory stick were located and loaded into the system.

Ward 38 Precinct 38

E2P Memory stick was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 32 Precinct 16

Insight Memory pack had an OCX error (memory pack pulled out before Insight turned off). Ballots were re-ran during Obvious Discrepancy process on March 16th.

Ward 32 Precinct 17

Insight Memory pack and E2P memory stick were not transmitted in the precinct or from remote transmit location. Memory pack and memory stick were located and loaded into the system.

Ward 33 Precinct 05

E2P Memory stick was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 33 Precinct 19

Insight Memory pack and E2P memory stick were not transmitted in the precinct or from remote transmit location. Memory pack and memory stick were located and loaded into the system.

Ward 34 Precinct 53

Insight Memory pack was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 40 Precinct 24

Insight Memory pack was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 41 Precinct 28

Insight Memory pack had an OCX error (memory pack pulled out before Insight turned off). Ballots were re-ran during Obvious Discrepancy process on March 16th.

Ward 42 Precinct 19

Insight Memory pack had an OCX error (memory pack pulled out before Insight turned off). Ballots were re-ran during Obvious Discrepancy process on March 16th.

Ward 42 Precinct 42

Insight Memory pack and E2P memory stick were not transmitted in the precinct or from remote transmit location. Memory pack and memory stick were located and loaded into the system.

Ward 46 Precinct 39

E2P Memory stick was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 47 Precinct 6

E2P Memory stick was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 48 Precinct 45

E2P Memory stick was not transmitted in the precinct or from remote transmit location. Memory pack was located and loaded into the system.

Ward 49 Precinct 24

Insight Memory pack and E2P memory stick were not transmitted in the precinct or from remote transmit location. Memory pack and memory stick were located and loaded into the system.

Election Judge Training

2016 GP

Date	Jurisdiction and Zone	Schools	Presenter(s)	Attendance
1/4/2016	CITY OF AURORA (4)	2	Zilm	62
1/5/2016	CITY OF AURORA (4)	1	Zilm	19
1/19/2016	McLEAN (3)	2	Sims	47
1/19/2016	ST. CLAIR (1)	3	Zilm	193
1/20/2016	ST. CLAIR (1)	3	Zilm	169
1/20/2016	McLEAN (3)	1	Sims	17
1/21/2016	ST. CLAIR (1)	2	Zilm	119
1/28/2016	KENDALL (4)	2	Sims	281
2/2/2016	BOONE (4)	2	Davis	124
2/2/2016	HAMILTON (1)	2	Zilm	77
2/3/2016	BROWN (2)	2	Kelly	43
2/3/2016	HARDIN (1)	1	Zilm	34
2/3/2016	POPE (1)	1	Zilm	24
2/4/2016	SALINE (1)	3	Zilm	109
2/8/2016	WABASH (1)	1	Sims	57
2/9/2016	CRAWFORD (1)	2	Sims	102
2/9/2016	COLES (3)	3	Kelly	157
2/10/2016	RICHLAND (1)	2	Sims	80
2/11/2016	HENDERSON (2)	2	Zilm	54
2/11/2016	CASS (2)	2	Davis	63
2/11/2016	LAWRENCE (1)	2	Sims	104
2/16/2016	RANDOLPH (1)	2	Sims	146
2/17/2016	WAYNE (1)	2	Sims	99
2/17/2016	CALHOUN (2)	2	Zilm	32
2/18/2016	VERMILION (3)	3	Davis	186
2/18/2016	FAYETTE (1)	2	Sims	148
2/18/2016	CITY OF GALESBURG (2)	3	Kelly	125

Date	Jurisdiction and Zone	Schools	Presenter(s)	Attendance
2/22/2016	FRANKLIN (1)	2	Sims	97
2/22/2016	MARION (1)	1	Davis	42
2/23/2016	FRANKLIN (1)	1	Sims	31
2/23/2016	MARION (1)	2	Davis	62
2/23/2016	JERSEY (2)	3	Zilm	89
2/24/2016	JACKSON (1)	2	Sims	72
2/24/2016	MORGAN (2)	3	Kelly	142
2/25/2016	JACKSON (1)	2	Sims	98
2/25/2016	MORGAN (2)	1	Kelly	21
2/29/2016	MENARD (2)	2	Kelly	65
2/29/2016	CHRISTIAN (3)	2	Sims	66
3/1/2016	EDWARDS (1)	2	Sims	46
3/1/2016	PIATT (3)	2	Zilm	63
3/1/2016	EFFINGHAM (1)	3	Davis	141
3/2/2016	MONTGOMERY (2)	4	Kelly	114
3/3/2016	PIKE (2)	2	Kelly	84
3/3/2016	IROQUOIS (3)	3	Davis	45
3/3/2016	MARSHALL (3)	2	Zilm	53
3/4/2016	CITY OF EAST ST. LOUIS (1)	2	Zilm	42
3/4/2016	IROQUOIS (3)	1	Davis	36
3/7/2016	UNION (1)	2	Sims	78
3/8/2016	WILLIAMSON (1)	3	Sims	259
3/8/2016	GREENE (2)	2	Zilm	101
3/10/2016	ADAMS (2)	2	Zilm	192
3/10/2016	ALEXANDER (1)	2	Davis	42

Procedures to Process a Petition to Place a Constitutional Amendment on the Ballot

I. Definitions

II. Filing

- a) Receiving Petition, Secretary of State's and SBE Acceptance
- b) Time/date stamping
- c) Photographing and Secure Storage

III. Page Inventory

- a) Missing Page Number or Mis-numbered Pages
- b) Blank or Photocopied Pages

IV. Scanning

- a) Disassembling
- b) Scanning procedures – File folders
- c) Scanned images, use

V. Determining the Eligible Signature Lines

- a) Staff enters eligible “signature lines” into computer program
- b) Signature eligibility chart
- c) Signatures on back page and certificate of deletions
- d) Program computes eligible lines containing signatures
- e) Program produces “pool” of signatures for Random Sample

VI. Application of Random Sample Program

- a) Description of Random Sample application
- b) Calculation of minimum and maximum number of signatures
- c) Determine if Petition is valid or invalid

VII. Proponents/Opponents, Registration

VIII. Hearing Examiner

- a) Powers and Duties
- b) Signature Rehabilitation Evidentiary Hearing

IX. Determining the Validity of Signatures

- a) Check address
- b) Compare Signature
- c) Note finding
- d) Watchers
- e) Provide materials to watchers

X. Miscellaneous Provisions

XI. Final Determination - Certification

I. Definitions

Amendment Petition (or Petition): The petition being supported by the ballot initiative committee “Support Independent Maps” to develop and support the passage of a ballot initiative to amend Article IV of the Constitution of the State of Illinois to provide for an independent commission to redistrict legislative districts and representative districts.

Proponents: Any person, association, committee, organization or other group, or their designated representatives, who advocate and cause the circulation and filing of petitions for a proposed Constitutional amendment for submission at the November 8, 2016 General Election and who has registered in writing with the State Board of Elections.

Opponents: Any person, association, committee, organization or other group, or their designated representatives, who oppose a proposed Constitutional amendment for submission at the November 8, 2016 General Election and who has registered in writing with the State Board of Elections.

SBE: The Illinois State Board of Elections, including its staff

SOS: Representatives of the Illinois Secretary of State’s Office

IVRS System: Illinois Voter Registration System. This was created to satisfy the Help America Vote Act requirement that each State establish and maintain a Statewide Voter Registration Database of all registered voters within the State. This system will be used as the primary voter registration resource to establish the projected number of valid signatures on the petition. For purposes of processing the Petition, this database will include all combinations of voter name and address that existed in the IVRS system during the circulation period.

Eligible Signature: A signature of a person with a corresponding address that has been determined by the SBE to be eligible for inclusion in the pool of signatures from which the random sample will be drawn.

Eligible Signature Determination: The process by which the SBE examines each signature on a given petition page, and makes a determination based on criteria set forth in these procedures as to whether such signature should be included or not included in the pool of signatures from which the Random Sample of signatures will be selected.

Signature Verification Examination (aka, “Examination): The process by which the SBE examines the signatures selected by the random sample program to determine if they are valid or invalid. In general, to be valid a signature must be genuine, must be that of the person whose name appears on the Petition and must be that of the person registered at the address shown on said Petition.

Random Sample: The 10% of the total number of valid signatures on the petition (divided into two 5% samples) that have been chosen by the computer program for validation, thereby establishing whether the projected number of signatures is sufficient to qualify the Petition for the ballot.

Signature Rehabilitation Hearing: The evidentiary hearing conducted by the Board appointed Hearing Examiner to accept and hear evidence from the Proponents of the Petition that is introduced to prove that the SBE finding that either the Petition signer was not registered from the address listed on the Petition and/or the finding that the Petition signers' signature was not genuine, was in error.

Petition Statistical Analysis (PETSA) System: Statistical formula program designed by the SBE Information Technology Division. This program uses the formulas provided by the UIS Research team to develop a program for the proper conduct of each phase of the validation process of a Petition (See definition of "Amendment Petition", above).

II. Filing (The following paragraph describes the anticipated procedures of the Secretary of State.)

The Secretary of State's (SOS) office has agreed to have employees present at the SBE's Springfield office on the day of filing for purposes of accepting the Amendment Petition. (The Proponents have assured the SBE that they will provide advance notice of the intended filing date.) Upon presentation of the Petition by the Proponents, representatives of the SOS will officially accept the petition and affix a stamp, or similar marking, upon the Petition indicating that the Petition has been duly received by the SOS. The SOS will likely have its own procedures for acceptance, and the SBE will defer to SOS regarding its responsibilities in terms of the Petition filing.

Upon completion of the acceptance procedures by the SOS, the SBE will accept the Petition from the SOS and proceed to date/time stamp the first and last page of each volume of the Petition. A receipt will be issued to the Proponents who filed the Petition. (See Appendix A.)

Once the Petition has been accepted and date/time stamped by the SBE, it will be photographed in such a way that the appearance and condition of the petition will be sufficiently recorded by photographic evidence. Upon completion of the photographing, the Petition will be placed in the designated secure storage location within the SBE's Springfield office to await the page inventory phase.

III. Page Inventory

Once the Petition has been time/date stamped and photographed, each page of the Petition (regardless of how it is bound) will be physically counted to determine the total number of pages.

A log will be created listing the total number of pages, including those that have no page number or pages that are numbered incorrectly, and including the page number SBE staff assigns. (See Appendix B.)

The SBE will inventory the Petition pages to determine the total number of pages, then multiply the total number of pages by the number of available lines per page to find the maximum number of possible signatures, assuming all available lines contain presumptively valid signatures. If the maximum possible number of signatures is less than the statutory minimum needed to appear on the ballot, the Petition is invalid and no further processing is required. If such number is greater than the minimum number needed to appear on the ballot, the SBE will proceed to Step IV below.

Missing page numbers and mis-numbered pages

For any page with a missing page number, a small, nonpermanent sticker containing a page number will be affixed to the Petition page by SBE staff. This is necessary to find the page should a signature on that page be sampled and require validation. If the “proper” page number can be determined, that number will be used. For example, a page with no page number located between pages 3 and 5 would be numbered as Page 4. Otherwise, a decimal portion will be used to number the page; for example, page 3.1 would follow page 3. In addition, if there are signatures with corresponding addresses appearing on the back side of a Petition page, that back page will also be given a similar decimal portion designating that “page” as illustrated in the example above. Once inventoried, the Petition volumes will be organized in batches of approximately 1000 based on page number. (The final batch need not contain exactly 1000 pages.)

Photocopied or blank pages

Pages that are completely blank, that is, ones that have no signatures or addresses either on the front or back; will not be counted as a page during the page inventory phase. In addition, Petition pages that are clearly a photocopy of an original Petition page will not be counted.

IV. Scanning

The next phase of the processing of the Petition will be to scan the individual pages. The Petition, or each volume thereof will be disassembled from its binding so that each page can be fed into the scanning machine. Once scanned, the original pages will be reassembled into bound sections or volumes, which will be placed in large banker boxes, and stored in a secure location within the SBE Springfield office. The scanned images will be organized into file folders on SBE’s servers consisting of approximately 100 scanned images per folder. Such images will be used to transmit copies to the SBE Chicago Office for their use in the signature verification phase. In addition, scanned copies will be available by request.

V. Determining the Eligible Signature Lines

Once the Petition has been scanned in its entirety, the SBE will examine each line of the Petition that purports to contain a signature of a person (as opposed to a blank line) and make a determination if such signature is eligible for inclusion in the pool of signatures from which the

Random Sample will be drawn. This will be done by use of a computer program that will allow the SBE to record each line of each page and the program will compute the total number of eligible signatures and produce a pool of such signatures sorted by page and line number from which the Random Sample will be drawn. To be eligible, a signature must at a minimum contain the voter's signature (printed or in cursive) and an address that is sufficiently complete for the SBE to check whether the person who signed is a registered voter from that address. The following scenarios will be evaluated and a determination by the SBE will be done as follows:

Signature* & Address Examples	Will Example Count as a Signature?
Signature and full address including street, city, county and State	Yes
Signature and street address not including city, county and/or State	Yes
Signature and P.O. Box address	Yes
Signature and ditto marks for address	Yes (Staff will consider address written on signature line above ditto marks to be the address of the signer)
Signature without address	No
Signer's address without signature	No
Signature that is stricken with initials	No
Signature that is stricken without initials	No (Staff will consider an affirmative mark, such as a line or scribble, over the signature and/or address to strike the signature)
Blank line	No

* Signature includes names written in both cursive and printing

Signatures appearing on the back side of a Petition page will be considered for purposes of the determination of eligibility as if they had appeared on the front side of the page, and will be treated as described in the chart above. This consideration is not to be construed as a final determination of validity as to any of the signatures so located.

If there is a list or certificate of signature deletions attached to the Petition (or one or more of the bound volumes if filed in that manner), any signers contained on the page and line number(s) contained on such list or certificate shall not be considered for purposes of determining which signatures are eligible for inclusion in the pool of signatures from which the random sample will be drawn.

If the total number of eligible signatures is less than the statutory minimum number needed to appear on the ballot, the Petition will be deemed invalid and no further processing is required. If such number is greater than the number needed to appear on the ballot, the SBE will proceed to step VI below.

VI. Application of Random Sample Program

Pursuant to Section 28-11 of the Election Code [10 ILCS 5/28-11], the SBE, through qualified statisticians/mathematicians employed by the University of Illinois at Springfield working under contract with the SBE, has designed a random sample signature verification program to determine the validity of the Amendment Petition.

The Random sample process is described as follows: The SBE will select a five percent random sample of signature lines. The SBE will examine each sampled signature to determine whether or not the signature is genuine and that of a registered voter (This is known as the Signature Verification Examination, or “Examination,” See Paragraph IX, below). Based on the results of this Examination, if the maximum number of signatures is less than the statutory requirement, the Petition is deemed invalid and no further processing is required. Using the results of the Examination described in the previous step, the SBE will next estimate the minimum and maximum number of signatures. If the minimum is greater than or equal to the statutory requirement, the Petition is deemed valid and no further processing is required. If the maximum is less than the statutory requirement, the Petition is deemed invalid and no further processing is required. If the maximum is greater than the statutory requirement, and the minimum is less than the statutory requirement, the result will be deemed ambiguous. If the results of the five percent sample are ambiguous, the SBE will select an additional five percent sample of signatures and validate each sample signature to determine whether or not the signature is genuine and that of a registered voter (See Paragraph IX, below). Combining the results of this Examination of sample signature lines in the second sample with the results from the first sample, the SBE will calculate the minimum and maximum number of signatures. If the minimum estimate is greater than or equal to the statutory requirement, the Petition is deemed valid. If the maximum estimate is less than the statutory requirement, the Petition is deemed invalid. If the maximum is greater than the statutory requirement, and the minimum is less than the statutory requirement, the Petition is deemed valid.

(See Appendix C for a more detailed description of the random sample program.)

VII. Proponent and Opponent Registration

Within 3 business days following the last day for filing of the original Amendment Petition, the Proponents and Opponents shall certify in writing to the SBE that they publicly support or oppose the proposed Constitutional amendment. The Proponents and Opponents of such question(s) shall register the name and address of their organizations and the names and addresses of their chairmen and designated agents (or legal counsel) for acceptance of service of notices with the SBE and for any other communication. In addition, the Proponents and Opponents shall designate a principal watcher who will be responsible for overseeing the conduct of their watchers at the Signature Verification Examination (“Examination”). (See paragraph IX.) The Board has adopted a standard Proponents' and Opponents' watcher credential form which will be used during the Examination (See Appendix D). The SBE shall issue such credentials to the permissible number of watchers for each Proponent and Opponent group; provided, however, that prior to the commencement of the Examination, a prospective watcher shall first present to the SBE a letter of authorization signed

by the chairman of the Proponent or Opponent organization he or she represents. The principal watcher may submit such letter and/or credentials on behalf of their watchers prior to the commencement of said Examination. In the event that more than one Opponent registers with the SBE and requests credentials to be represented during the Examination, the number of computer terminals to be used by SBE staff in a given location (either the Chicago or Springfield Offices of the SBE) shall be divided by the number of registered Opponents, who shall then be proportionally represented at a given examination.

Note: Proponents are, by definition, the group “who advocate and cause the circulation and filing of petitions for a proposed Constitutional amendment”, and are therefore one organization.

The rights and limitations of watchers shall be set forth in Paragraph IX below. The principal watcher for the Proponents and Opponents may make signed written objections to the Hearing Examiner appointed by the Board (See Paragraph VIII, Hearing Examiner, below) relating to procedures observed during the conduct of the Examination. To be considered by the Hearing Examiner, such procedures must reasonably be capable of materially affecting the results of the Random Sample.

VIII. Hearing Examiner

In view of the time limitations and the amount of evidence that could be presented, the Board shall appoint a Hearing Examiner to have general supervision over the Examination and to conduct any evidentiary hearing(s) related to the signature rehabilitation process. Any hearing examiner so appointed shall be a licensed attorney at law in the State of Illinois and have experience in election law in general and specifically in the area of petition challenges. The Hearing Examiner shall have the duties and powers of the SBE as set forth in the most recent Rules of Procedure related to the petition objection process (i.e.: State Officers Electoral Board Rules of Procedure, 2016 General Primary Election) except that the Hearing Examiner shall not have the power to rule upon any motion which would be dispositive of the signature verification process or issue a final decision as to the validity of the Amendment Petition. In addition, any Hearing Examiner appointed by the Board is authorized and directed (a) to hold a full hearing and receive all evidence and argument, (b) to prepare a record of the hearing including a full transcript of court reporter stenographic notes of the proceedings (where the presence of a court reporter was determined necessary by the Hearing Examiner), (c) to prepare an outline of all the evidence, issues and argument, and such outline may be incorporated into the written recommendation, and (d) to prepare recommendations, and proposal for decision for submission to the SBE, the General Counsel and the Proponents/Opponents. The Board shall have the authority to appoint additional Hearing Examiners as necessary during the Examination and/or the signature rehabilitation process.

IX. Determining the Validity of Signatures

To determine the validity of the signatures selected by the Random Sample Program, a Signature Verification Examination (“the Examination”) will be conducted by the SBE. The Examination shall take place in both the principal office of the SBE in Springfield (2329 S. MacArthur) and the permanent branch Office of the SBE in Chicago (100 W. Randolph, Ste. 14-100, James R. Thompson Center). Notice of same shall be provided by the SBE or by the Hearing Examiner. Requests for changing the schedule or location of the Examination will not be entertained. At the

Examination, staff assigned by the Board shall, in an orderly and expeditious manner, search for and examine the State Board of Elections' IVRS System for comparison to the names on the Amendment Petition that have been selected for examination pursuant to the Random Sample Program. The IVRS System will include all combinations of voter name and address that existed in the IVRS database during the circulation period. The SBE shall examine each signature and 1) determine if the person who signed the petition is a registered voter at the address corresponding to the person's signature and if so, 2) determine if the signature of the person who signed the petition reasonably compares with the signature shown on that person's voter registration record contained in the IVRS System. The SBE will use the following criteria to make the appropriate determination:

Whether the Voter is Registered at Address Shown

SBE will first determine whether the voter is registered by examining the address listed on the Petition and search that address in the IVRS System. If the voter's address on the petition cannot be located or does not show the voter's name as being registered at the address, the SBE will note this by checking the appropriate fields on their computer terminal. If the address is located and it does show the voter as being registered from the address, the SBE will note this and indicate the same by checking the appropriate fields on their computer terminal. The SBE will then proceed to the next step of the Examination; which is a determination of whether the signature appears genuine.

Whether the Signature Appears Genuine

The voter's signature as displayed on the IVRS System shall be examined and compared to the signature on the Petition. If the signature is ruled to be not genuine because staff opines that the signature on the petition does not appear to sufficiently match the signature on the IVRS System, the SBE will note this and indicate the same by checking the appropriate fields on their computer terminal. If the signature appears to be valid because it reasonably matches the signature on the IVRS System, the SBE will note this and indicate the same by checking the appropriate fields on their computer terminal. Printed signatures shall be examined as well as cursive signatures to determine whether, based on a comparison with the signature on the IVRS System, they appear genuine.

If a signature and the corresponding address are so illegible (and there is no printed name that can be used to identify the signer) that the SBE cannot locate the Petition signer, then that signature shall be deemed to be invalid. The Proponents may note this and shall be given an opportunity at the Signature Rehabilitation Hearing to present evidence to establish the signature's validity by showing that the person who signed the Petition meets the above two criteria.

The Proponents and Opponents shall each have the right to have designated and duly authorized representatives ("watchers"), including the party or the party's counsel, present during the Examination. No more than one watcher for each side may be assigned to any given computer terminal at which an examination is being conducted. The failure of a watcher to timely appear at the Examination shall not delay nor affect the validity of the Examination and the Examination shall proceed.

Watchers are to participate as observers only. The SBE shall not be required to solicit the opinion of any watcher as to any matter nor consider such opinions if offered. Arguing with the SBE or other abusive conduct will not be tolerated. By order of the General Counsel or his designee, a watcher may be ordered removed from the Examination proceedings for the conduct specified above and any other conduct that disrupts the orderly conduct of the Examination and if necessary, this provision will be enforced by appropriate law enforcement. In the event of such removal, the SBE will continue with the Examination in the absence of the removed watcher. The principal watcher may replace a removed watcher with another watcher; however the Examination will not be delayed by the absence of a replacement watcher.

The SBE shall note their determinations as to the validity of each signature by clicking on the appropriate boxes on the computer screen, which shall indicate 1) whether the signature is deemed valid or not valid and 2) if it is deemed not valid, the reason for the invalid determination. Results of the Examination shall be provided to the Proponents/Opponents following the completion of the Examination on a daily basis, but may not be so provided until the following day. Such results will consist of the page and line number of each signature selected pursuant to the Random Sample Program, and will indicate the SBE determination of validity as to each signature examined, along with the reasons for any non-valid determination made during the preceding day.

X. Signature Rehabilitation Hearing

The Proponents will be given an opportunity to present all objections to staff findings properly made at the Examination, to the Board appointed Hearing Examiner at a Signature Rehabilitation Hearing. The Proponents bear the burden of producing evidence proving that the SBE finding was in error. Such evidence offered to refute the SBE finding must be submitted to the Hearing Examiner no later than 5 PM on the tenth business day following the date of the transmittal of the final results of the Examination, unless extended by the Board. Any objections by the Opponents to SBE staff determinations will be addressed only through the objection process governed by Sections 10-8 through 10-10.1 and Section 28-4 of the Election Code. [10 ILCS 5/10-8 through 5/10-10.1 and 5/28-4]

Section 1A-25 of the Illinois Election Code prohibits viewers from printing any records viewed at the records examination and there is no provision requiring the SBE to print any such records for the benefit of any party. Accordingly, at no time will the SBE entertain any requests for printouts of records that were examined during the Examination conducted by the SBE except as otherwise ordered by the SBE or the Hearing Examiner. Lists of registered voters are available for purchase by political committees registered with the SBE, pursuant to Articles 4, 5 and 6 of the Election Code. Note: Such records do not contain the signatures of the voters. In addition, records of individual voters can be obtained through the office of the election authority in whose jurisdiction the voter is registered. Check with the appropriate election authority as to obtaining such records, and the content of same.

XI. Miscellaneous Provisions

Petition pages: Petition pages that are photocopies of what appear to be original petition pages shall not be counted for purposes of determining the total number of petition pages submitted and the number of eligible signatures for inclusion in the pool of signatures from which the random sample will be selected.

Signatures contained on the back side of a petition page shall be considered for purposes of the Eligible Signature Determination and if any of such signatures are selected for the Random Sample, they shall be examined in the same manner as signatures appearing on the front page of the Petition. This paragraph shall not be construed as a determination that such signatures are per se valid, as they may be challenged and ultimately determined to be invalid pursuant to the statutory objection process.

XII. Final Determination of Validity - Certification

Upon completion of the Signature Verification Examination, and any subsequent Signature Rehabilitation Hearing, the Board shall meet and make a final determination as to the validity of the Amendment Petition. Such determination shall be based on the results of the Signature Eligibility Determination by the SBE, the results of the Signature Verification Examination, the determinations and recommendations of the Board appointed Hearing Examiner following the Signature Rehabilitation Hearing and the recommendation of the General Counsel. If the Board determines based on all the evidence above, that the Petition contains a sufficient number of valid signatures to qualify for placement on the November 8, 2016 General Election Ballot, the Board shall certify such Constitutional Amendment proposal for placement on said Ballot. If the Board determines that the Amendment Petition does not contain a sufficient number of valid signatures to qualify for placement on the November 8, 2016 General Election Ballot, the Board shall not certify such Constitutional Amendment proposal for placement on said Ballot.

APPENDIX A

STATE BOARD OF ELECTIONS STATE OF ILLINOIS

2329 S. MacArthur Blvd.
Springfield, Illinois 62704-4503
217/782-4141
Fax: 217/782-5959

James R. Thompson Center
100 W. Randolph St., Ste. 14-100
Chicago, Illinois 60601-3232
312/814-6440
Fax: 312/814-6485



EXECUTIVE DIRECTOR
Steven S. Sandvoss

BOARD MEMBERS
Charles W. Scholz, Chairman
Ernest L. Gowen, Vice Chairman
William J. Cadigan
Andrew K. Carruthers
Betty J. Coffrin
John R. Keith
William M. McGuffage
Casandra B. Watson

Receipt is hereby acknowledged of the following petition:

Statewide Constitutional Amendment

Contact Person

Address

Phone Number

Contact Email Address

This petition is deemed filed with the Secretary of State at _____ o'clock, and received at the Springfield office of the State Board of Elections at _____ o'clock (AM) (PM) on _____.
(month, day, year)

Dated: _____
(month, day, year)

Brent Davis, Director
Election Operations

APPENDIX B

Statewide Constitutional Amendment: _____

PETITION CONTROL LOG

PROOF/INVENTORY DATE: _____

PROOF/INVENTORY INITIALS: _____

PETITION DISCREPENCIES: List pages that are missing, blank pages with no signatures, and any pages that contain signatures on the back of a petition page. (Please mark petition page with sticker for any changes made to numbering.)

FIRST PAGE NUMBER OF VOLUME _____

LAST PAGE NUMBER OF VOLUME _____

ACTUAL NUMBER OF SIGNATURE PAGES: _____

SCAN DATE: _____

SCAN INITIALS: _____

PROOF IN INITIALS: _____

VIEWING ACTIVITY:

Date:	Initials In	Initials Out

LOG TO REMAIN WITH THE ORIGINAL COPY OF PETITION

APPENDIX C

PETITION SAMPLING AND ANALYSIS

Decision Matrix

Count Pages

Process

Physically inventory pages to determine the total number of pages.

Multiply the total number of pages by the number of available lines per page to find the maximum possible signatures, assuming all available lines are filled with presumptively valid signatures.

Signature lines are not counted at this stage.

Result	Decision
A. The maximum physically possible is less than the statutory requirement.	A. The petition is <i>invalid</i> , no further processing is required.
B. The maximum physically possible is greater than the statutory requirement.	B. Proceed to entry of signature lines.

Count Signature Lines

Process

Enter signature lines in the Petition Sampling and Analysis application (PETSA).

Result	Decision
C. The count of signatures entered is less than the statutory requirement.	C. The petition is <i>invalid</i> , no further processing is required.
D. The count of signatures entered is greater than the statutory requirement,	D. Proceed to records examination.

Estimate Unique, Valid Signatures, 5% Sample

Process

Select random sample and validate 5% of the sample signatures.

Result	Decision
E. The maximum, calculated at a 99.9% confidence level*, is less than the statutory requirement.	E. The petition is <i>invalid</i> , no further processing is required.
F. The minimum, calculated at a 95% confidence level*, is greater than or equal to the statutory requirement.	F. The petition is <i>valid</i> , no further processing is required.
G. The maximum is greater than or equal to the statutory requirement, and the minimum is less than the statutory requirement.	G. The result is ambiguous. Validation of the additional 5% sample is required.

Estimate Unique, Valid Signatures, 10% Sample

Process

Validate the additional 5% sample (5% Plus)

Result	Decision
H. The minimum, calculated at a 95%* confidence level, is greater than or equal to the statutory requirement.	H. The petition is <i>valid</i> .
I. The maximum, calculated at a 99.9%* confidence level, is less than the statutory requirement.	I. The petition is <i>invalid</i> , no further processing is required.
J. The maximum is greater than or equal to the statutory requirement, and the minimum is less than the statutory requirement.	J. The petition is <i>valid</i> .

*A point estimate is a single value that represents the best estimate of the total number of signatures based on the sample. The confidence level results in a confidence interval, or number of signatures to add to, in the case of the maximum, or deduct from, in the case of the minimum, the point estimate.

The higher the confidence desired, the greater the confidence interval. So an estimate of the maximum number of signatures at a 99.9% confidence level would result in a higher number of signatures than an estimate with 99% or 95% confidence. For the same reason, an estimate of the minimum using a 95% confidence would result in a higher estimate of the minimum number of signatures than would result from the calculation of the minimum at a 99% or 99.9% level.

In the use of statistical analysis to evaluate the petition, the goal is to avoid an incorrect decision, but especially a decision that would declare a petition invalid when further analysis would find that the petition was valid. Hence, a higher confidence level (99% or 99.9%) to calculate the maximum, and a “lower” confidence level of 95% when calculating the minimum.

APPENDIX D

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William M. McGuffage
Casandra B. Watson

WATCHER CREDENTIALS

“Support Independent Maps”

Petition Signature Verification Examination

In accordance with the provisions of 10 ILCS 5/28-11 of the Illinois Election Code, and the Procedures adopted by the State Board of Elections pursuant thereto, the

undersigned hereby appoints _____ who
(Name of Watcher)

resides at _____ in the city/village of
(Address)

of _____, _____ County,

State of Illinois, to act as a watcher in the “Support Independent Maps” random sample signature verification examination to be held at the Office of the State Board of Elections Chicago or Springfield Office, on or after _____, 2016.

(Date of Examination)

(Signature of Chairman of Organization, Designated Agent, or Principal Watcher)

(Name of Proponent/Oponent Organization)

(Signature of Watcher)

STATE BOARD OF ELECTIONS



From the desks of... Kyle Thomas
Director of Voting and Registration Systems
Phone: 217-782-1590
Email: kthomas@elections.il.gov

Kevin Turner
Director of Information Technology
Phone: 217-782-1579
Email: ktturner@elections.il.gov

To: Steven S. Sandvoss; Executive Director

Re: Senate Bill 172 Update

Date: April 4, 2016

In February, the Electronic Registration Information Center (ERIC) extended the deadline for submitting the Secretary of State's (SOS) file and SBE's voter file from February 29th to March 31st. Working with SOS IT we successfully retrieved a file from the SOS FTP site in early March. We next created a voter file from the IVRS database in the format required by ERIC. Working with ERIC IT, we successfully uploaded both files to ERIC on March 31st. The SOS has agreed to create their next, bimonthly file on April 2nd. We will process and upload that file to ERIC as soon as possible.

SB172 requires cross-matching all active voters in our IVRS database with the National Change of Address (NCOA) file provided by the U.S. Postal Service. In the past, we have contracted with Anchor Computer, Inc. to perform this service. Due to the budget impasse, this firm has yet to be paid for the cross-match that was conducted in October, 2015. Despite this fact, they have agreed to perform the service on April 15th. We have offered them a contract and will be creating the voter file for them on April 14th.

In anticipation of the NCOA cross-match on December 1st, we are adding some new features to IVRS including improvements to the user interface used by the election authorities. These modifications will aid in effectively communicating NCOA/voter data across jurisdictions. Work continues on updating the user instructions related to these changes.

We were recently notified by the legal division of Healthcare and Family Services (HFS) that federal restrictions governing the privacy of data will preclude them from participating in the ERIC project. (This may also hold true for data from other agencies named in SB172.)

STATE BOARD OF ELECTIONS

Meeting Schedule
JULY 1, 2016 - JUNE 30, 2017

	Monday, July 18	Springfield
*	Friday, August 26	Chicago
	Monday, September 19	Springfield
	Tuesday, October 18	Chicago
	Monday, November 21	Springfield
**	Wednesday, November 30 (judges take office Dec 1)	Springfield
	Friday, December 9 (31 days following election - proclamation)	
	Tuesday, December 20 (if meeting is held Nov 30 and not Dec 9)	Chicago
***	Tuesday, January 17	Springfield
***	Wednesday, February 22	Chicago
	Monday, March 20	Springfield
	Tuesday, April 18	Chicago
	Monday, May 15	Springfield
	Tuesday, June 20	Chicago
*	Statutory deadline for certification of the November general election ballot	
**	Proclamation of results of the November general election	
***	Regular meeting date changed due to holiday	

Meetings between the Springfield and Chicago offices will be connected via video conference if the necessary equipment is available. All meetings will begin at 10:30 a.m. Dates, times and location of the meetings are subject to change. Notice of any changes will be posted prior to the meeting or information can be obtained by calling 217/782-4141 or 312/814-6440.

Springfield – 2329 S. MacArthur, Springfield, Illinois
Chicago – 100 W. Randolph, Chicago, Illinois

Start Date	End Date	Division	Activity
3 /29/2016		LEG	Last day for local election authorities to count vote by mail, military & overseas ballot postmarked by Election Day, March 15, 2016. 10 ILCS 5/19-8(c), 20-8(c)
3 /29/2016		VRS	Send notice to election authorities who failed to submit a computerized voter registration Primary Election 2016. Rules and Regulations
3 /29/2016		VRS	Send to each election authority a current computerized voter registration Primary Election 2016 submission.
4 /1 /2016		CAMP DISC	First day that any political committee shall file its 2016 MARCH QUARTERLY CONTRIBUTIONS AND EXPENDITURES with the Board. 10 ILCS 5/9-10.
4 /1 /2016		ELEC OP	Begin development of OPTICAL SCAN MANUAL OF INSTRUCTIONS FOR SUBMITTING TO LEGAL: 7/31/16 Target Completion date: 10/1/16 Early start date: 4/1/16 conflicts with other agency projects
4 /1 /2016		VRS	Last day for election authority to notify public of time, date, and place of Primary. 10 ILCS 5/24B-15
4 /4 /2016		VRS	Send notification reminder to election officials who failed to submit the required analogous information. 10 ILCS 5/24A-13, 24B-13, 24C-14 (Rules and Regulations)
4 /5 /2016		ELEC OP	Secure from each election authority a copy of precinct voting abstracts for the Primary Election for filing in the SBE Research Library. 10 ILCS 5/1A-8 (11), 22-15
4 /5 /2016		ELEC OP	Last day for canvassing of election results (March 15th Primary Election) by canvassing boards. (Exception: SBE as canvassing board) 10 ILCS 5/18A-15(a)
4 /5 /2016		LEG	Link report due from LEO's to SBE 10 ILCS5/19-20, 20-20
4 /14/2016		VRS	The Board will refer to the Attorney General of Illinois for compliance enforcement of those whose computerized voter registration submission has not been received by the Primary Election 2016 submission.
4 /15/2016		CAMP DISC	Last day that a political committee shall file its 2016 MARCH QUARTERLY CONTRIBUTIONS AND EXPENDITURES with the Board. 10 ILCS 5/9-10.

Start Date	End Date	Division	Activity
4 /15/2016		ELEC OP	Complete CANVASS. Completion date depends on how soon abstracts clerks. Generate material for the "List of Candidates Elected and Nominated by Vote" publication. 10 ILCS 5/1A-8(1, 2, 6, 11); 18A-15(a)
4 /15/2016		ELEC OP	Begin preparing the Certificates of Nomination and Election. 10 ILCS 5/1A-8 (1, 2) 5/7-58
4 /15/2016		EXEC DIR	BOARD MEETING. (Proclamation) 10 ILCS 5/1A7
4 /15/2016		LEG	Post election survey due from the LEO's to the SBE.
4 /22/2016		CAMP DISC	Distribute campaign financing materials and notices to all newly elected central committee chairmen, and ward and township committeemen. 10 ILCS 5/1A-8 (1,2,4,11) 10 ILCS 5/9-15.
4 /22/2016		LEG	(date subject to change) 3rd Reading Deadline Final day on which SENATE bills may be called for a final vote on 3rd reading (Rules) Final day on which HOUSE bills may be called for a final vote on 3rd reading (Rules)
4 /23/2016		ELEC OP	Last day for the chairmen of all county central committees to file with the clerk the names and addresses of their OFFICERS and PRECINCT COMMITTEES.
4 /25/2016		ELEC OP	Begin preparation of the 2017 Election and Campaign Finance Calendar.
4 /25/2016		ELEC OP	Begin compiling weighted vote figures for legislative and representative districts.
4 /28/2016		VRS	Complete analysis of Referenda Profile. 10 ILCS 5/1A-8 (1, 2, 12)
4 /30/2016		ELEC OP	Estimated completion of the 2015 ELECTION CODES covering laws passed in this session. 10 ILCS 5/1A-8 (1-13)
5 /1 /2016		ELEC OP	Statewide Advisory Question Filing Procedures are currently under legislative review for updates to Article 28.
5 /2 /2016		CAMP DISC	Date upon which the State Board of Election shall notify political committees of the 2016 MARCH QUARTERLY REPORT OF CAMPAIGN CONTRIBUTIONS deadline that an assessment will be levied against the committee for failure to file in a timely fashion. Rules and Regulations 125.425.

Start Date	End Date	Division	Activity
5 /4 /2016		VRS	Notify election authorties of requirement to submit computerized voter registration information for the May 15, 2016 submission in a format prescribed by the SBE.
5 /6 /2016		LEG	(date subject to change) Final day for which SENATE committee may take action on HOUSE bills. Final day for which HOUSE committee may take action on SENATE bills. (House Rule)
5 /9 /2016		ELEC OP	Last day to file petitions with the Secretary of State to amend Article IV of the Constitution. Const. Art XIV, Sec. 3; 10 ILCS 5/28-9
5 /10/2016		ELEC OP	Last day for the Secretary of State to deliver a petition to amend Article IV of the Constitution to the SBE 10 ILCS 5/28-9
5 /15/2016		VRS	First day for election authority to submit computerized voter registration information for the May 15, 2016 submission. 10 ILCS 5/4-8,5-7,6-36
5 /16/2016		CAMP DISC	Begin preparation of packet materials for 2016 JUNE QUARTERLY REPORT on Campaign Finance. CONTRIBUTIONS AND EXPENDITURES. Packets to be mailed or e-mailed by May 15.
5 /16/2016		EXEC DIR	BOARD MEETING. 10 ILCS 5/1A7
5 /20/2016		LEG	(date subject to change) Final day on which all HOUSE bills may be called for a final SENATE vote on 3rd reading. (Senate Rule) Final day on which all SENATE bills may be called for a final HOUSE vote on 3rd reading. (House Rule)
5 /25/2016		VRS	Last day for election authorities to submit request for extension to file voter registration information for the May 15, 2016 submission. Rules and Regulations
5 /25/2016		VRS	Last day for election authority to submit computerized voter registration information for the May 15, 2016 submission. 10 ILCS 5/4-8,5-7,6-36
5 /31/2016		ELEC OP	Last day established party managing committee may file resolution to file for ballot if no candidate was nominated at the General Primary Election. 10 ILCS 5/28-9
5 /31/2016		LEG	General Assembly adjournment. (House/Senate Rules)

5. **Follow up.**
6. **Comments from the general public.**
7. **Next Board Meeting scheduled for Monday, May 16, 2016 at 10:30 a.m. in Springfield.**
8. **Executive Session.**